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LETTER FROM THE  
SEC'Y. OF THE TREASURY  
MAR. 3, 1841

RESPECTING SECTIONS ON THE  
MIAMI CANAL IN OHIO

ALSO  
SALE OF LAND  
ON THE ROUTE

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LETTER 1700333

FROM

THE SECRETARY OF THE TREASURY,

TRANSMITTING

*The information required by a resolution of the House of Representatives of 17th December, 1840, respecting the surplus or additional sections lying along or adjoining the alternate sections on the Miami canal, in the State of Ohio; and also, respecting the withholding from sale lands on the route of said Miami canal and on the Auglaize river, &c., &c.*

MARCH 3, 1841.

Read, and laid upon the table.

TREASURY DEPARTMENT,  
February 20, 1841.

SIR: I have the honor, herewith, to submit a report from the Commissioner of the General Land Office, dated the 19th instant, together with the accompanying documents therein referred to, (marked A, B, C, and D,) in compliance with a resolution adopted by the House of Representatives on the 17th of December, 1840, in the following terms, to wit:

*"Resolved*, That the Secretary of the Treasury be required to report to this House whether any, and if any, what part of the surplus, or additional sections or parts of sections (lying along and adjoining the alternate sections on the Miami canal, in the State of Ohio, and withheld from sale at the same time with the said alternate sections, as being within them,) has been sold since the first day of January, A. D. 1836. Also, that he state to whom said lands have been sold, at what land office, at what time, at what price, and whether the patents have been issued for the said lands; and if not, whether it is the intention of said department to issue said patents; and whether said sales were in pursuance of the order of said department, or not. And that he furnish copies of all instructions given by the different Commissioners of the General Land Office, from time to time, relating to the withholding from sale of lands on the route of the said Miami canal, and on the Auglaize river, in the State of Ohio, as alternate sections on said canal; and all the correspondence of said department with the officers of the land office where said lands may have been sold, and the correspondence of the said department with all others on the subject of said additional sections, or the sale thereof. And that he also furnish the House with a copy of the order or rule of the department of the first day of January, 1836, relative

to the manner in which lands are allowed to be entered, which have been subject to private entry, but withheld from sale from any cause."

I have the honor to be, very respectfully,

LEVI WOODBURY,

*Secretary of the Treasury.*

Hon. R. M. T. HUNTER,

*Speaker of the House of Representatives.*

GENERAL LAND OFFICE,

February 19, 1841.

SIR: Pursuant to a resolution of the House of Representatives, dated the 17th of December, 1840, (on motion of the honorable P. G. Goode,) and which has been referred by you to this office for a report, I have the honor to submit the accompanying documents, marked A, B, C, and D.

A, is an abstract of sales made at Lima, Ohio, in the surplus or additional sections, or parts of sections, lying along and adjoining the alternate sections on the Miami canal, in the State of Ohio, and withheld from sale at the same time with the said alternate sections, as being within them since the 1st day of January, A. D. 1836; showing to whom said sales were made, at what time, and at what price. Also, a list of said additional or surplus sections, as ascertained from document marked B.

The original instructions under the act of May, 1828, were issued on the 28th of September, 1828, by my predecessor (Mr. Graham) to the register of the land office at Piqua, under the apprehension that many of the lands designed to be reserved under that act would be entered before the route of the canal could be located and the actual limits of the reservation ascertained, and are as follows: "The President having been advised by the Governor of Ohio, that the route of the canal from Dayton to Lake Erie, by the Maumee, will probably pursue the course of the Auglaize river from the head of some one of its branches to its mouth, he has directed that the lands lying on the same, and to the extent appropriated by the act passed the 24th May last, be reserved from sale until further advised. The Governor of Ohio has been requested to designate to you that branch of the Auglaize on which the canal will most probably be located."

The duty of marking the reservations, under the above instructions, was entirely confided to the land officers, who, it was doubtless thought, could best enforce the restriction by appropriately drawing the outlines thereof on the township plats of that office; which being necessarily referred to whenever entries of land are made, afford the best possible check.

When the canal route was actually located, in 1832, it was ascertained that many sections coming within the scope of the reservation intended by the instructions of September, 1828, were not within the five-mile limits of the canal. Such are those referred to in the words of the resolution as "surplus or additional sections."

It will be observed that the sales in those additional or surplus sections since the 1st of January, 1836, as exhibited in document "A," differ greatly, both in number and designation, from those exhibited in a similar document, (but embracing *all* the sales in those sections since they

were directed to be withheld,) which accompanied a letter to the honorable P. G. Goode from this office, of the 19th of August last, a copy of which is given in document C. This difference arises from the circumstance of the extent of the body of land reserved (within which the sales were made) by the land offices under the instructions of 1828, having been ascertained from documents widely differing with each other, though each purports to embrace the limits of the intended reserve.

On the 1st of January, 1840, the honorable gentleman above alluded to made a call on this office for a statement showing *all* the sales made of those surplus lands since they were ordered to be withheld; and the district officers not having apprized this office of the extent of the reservation made by them under the instructions of 1828, letters dated 25th March, 1840, were addressed to the present register and receiver at Lima, and also to Mr. Van Horne, who was register at the time the instructions were issued, requesting them to mark, on an enclosed diagram of that part of the district through which the canal runs, the outlines of the body of land which was then taken out of market. Mr. Van Horne replied immediately; but not having access to the plats of the office, could only give those outlines from recollection. A satisfactory reply being delayed by the present officers, the statement forwarded to Mr. Goode was made up from the diagram thus furnished by Mr. Van Horne, of which Mr. Goode was advised.

The resolution, to which this is in answer, rendering it necessary that accurate *official* information should be possessed by this office, and, at the date thereof, a joint report from the register and receiver, in answer to the letter above referred to, not having been received at this office, three urgent letters were addressed to the *register* to expedite their action, which, on the 19th of January last, elicited a reply from him, accompanied by a diagram, of which the copy (marked B) is herewith furnished. From this diagram, (the only source of information in possession of this office,) the sales and sections exhibited by document "A" have been ascertained.

B, is a copy of a diagram forwarded by the register of the land office at Lima, purporting to show the additional sections along the route of the Miami and Dayton canal, as laid down on the plats of his office.

This document is not as satisfactory as could be desired, although in consequence of its transmission having been so long delayed, this office is compelled to be governed by it, or fail to furnish the information relative to the sales in the surplus sections required by the resolution; it being probable that the session would terminate ere further action could be had at the district office.

It is unsatisfactory, because the letter of the 25th March last, before referred to, required the *joint* report of the register and receiver, whereas a response is given by the register alone in his letter of 19th January last; also, because Mr. Van Horne, in 1833, whilst he was register, reported certain sales erroneously made by himself as being within those additional sections; but the sections in which sales were so reported are not laid down as "additional" in the diagram furnished by the present register. An explanation of this circumstance will be required.

C, is "copies of all instructions given by the different Commissioners of the General Land Office, from time to time, relating to the withholding from sale of lands on the route of the said Miami canal, and on the Auglaize river, in the State of Ohio, as alternate sections on said canal;

and all the correspondence of said department with the officers of the land office where said lands may have been sold, and the correspondence of the said department with all others on the subject of said additional sections, or the sale thereof."

D, is "a copy of the order or rule of the department of the 1st day of January, 1836, relative to the manner in which lands are allowed to be entered, which have been subject to private entry, but withheld from sale from any cause."

It will be perceived that the principle embodied in the 9th section of the above circular of instructions, formed the subject of a special communication to the register at Wapaukonetta (now Lima) on the 29th July, 1833, furnished in document C.

The resolution also requires the office to state whether the sales in these surplus or additional sections, since the 1st of January, 1836, have been patented; and if not, whether it is the intention of the department to have them issued.

Patents have not been issued for any portion of the lands sold since 1st January, 1836, in those surplus or additional sections, as ascertained from document B, amounting to  $8,327 \frac{5}{16}$  acres, although they have for the majority of those sold therein prior to that date, amounting to nearly the quantity of five sections.

The district offices having omitted to withhold from market the lands on each side of the Auglaize to the extent intended by the instructions of September, 1828, this office, relying upon them to apply the proper check, and without the means of checking the sales of lands lying out of the actual limits of the canal grant, has ignorantly patented the sales aforesaid.

Inasmuch as it was regarded by this office that its authority to issue the instructions of 1st January, 1836, aforesaid, was controverted in a suit then and yet pending in the supreme court of Ohio, in relation to other lands, as was advised by the Solicitor of the Treasury, it was the intention of the present head of this office, in accordance with the recommendation of the Solicitor, to suspend issuing the remaining patents until the question should be judicially determined. That course, in accordance with a previous intimation, will be adhered to. But, in any event, the parties interested will have in this, as in other cases, the right to appeal from the decision of this office to the head of the department.

All which is respectfully submitted.

JAS. WHITCOMB,  
*Commissioner.*

Hon. LEVI WOODBURY,  
*Secretary of the Treasury.*

Abstract of sales made at Lima, Ohio, in "the surplus or additional sections, or parts of sections, lying along and adjoining the alternate sections on the Miami canal, in the State of Ohio, and withheld from sale at the same time with the said alternate sections, as being within them, since the 1st day of January, A. D. 1836;" showing to whom said sales were made, at what time, and at what price.

A.

Date.	No. of receipt.	Part of section.	Section.	Ownership.	Range.	Quantity.	Price per acre.	Purchase money.	Names of purchasers.
1839, May 17	11,232	Southeast of southwest fraction, and east half of northwest quarter	30	2 south	6 east	Acres. 128.21	\$1 25	\$160 26	John Bates.
"	11,233	Southwest quarter of southeast quarter	19	2 south	6 east	40.00	1 25	50 00	Do.
"	11,234	All	18	2 south	6 east	652.38	1 25	815 47	Do.
"	11,235	West half	33	1 south	6 east	320.00	1 25	400 00	Do.
"	11,236	Southwest quarter	9	1 south	6 east	160.00	1 25	200 00	Do.
"	11,237	East half of southeast quarter	9	1 south	6 east	80.00	1 25	100 00	Do.
"	11,238	Northwest fractional quarter	18	1 south	6 east	162.15	1 25	202 69	Do.
"	11,239	All	36	3 south	5 east	640.00	1 25	800 00	Do.
"	11,240	All	25	3 south	5 east	640.00	1 25	800 00	Do.
"	11,241	South half and east half of northwest quarter, and west half of northeast quarter	24	3 south	5 east	480.00	1 25	600 00	Do.
"	11,242	West fractional half	6	4 south	6 east	357.76	1 25	447 20	Do.
"	11,250	South half and northeast quarter of southwest quarter	36	1 north	5 east	107.46	1 25	134 33	Do.
"	11,251	All	26	1 north	5 east	640.00	1 25	800 00	Do.
"	11,252	North half	19	1 north	6 east	320.72	1 25	400 90	Do.
"	11,253	Southwest fractional quarter	30	1 north	6 east	156.83	1 25	198 54	Do.
"	11,254	West half of northwest quarter	20	1 north	6 east	80.00	1 25	100 00	(entered in connection with another tract.)

## A—Continued.

Date.	No. of receipt.	Part of section.	Section.	Township.	Range.	Quantity.	Price per acre.	Purchase money.	Names of purchasers.
						Acres.			
1839, May 17	11,257	All	25	3 north	4 east	640.00	\$1.25	\$800.00	Wilson Shannon.*
"	11,258	All	36	3 north	4 east	640.00	1.25	800.00	Do.
1839, May 21	11,259	All	23	1 north	5 east	640.00	1.25	800.00	Do.
"	11,260	All	24	1 north	5 east	640.00	1.25	800.00	Do.
"	11,261	All	25	1 north	5 east	640.00	1.25	800.00	Do.
"	11,262	Southeast quarter	19	1 north	5 east	160.00	1.25	200.00	Do.
						8,327.51			
		Amount patented	-	-	-				
		Amount unpatented	-	-	-				
						8,327.51			
							8,327.51		
								10,409.39	

\* The land embraced in the sales, as appears from the plat of the canal route on file in this office, lies within actual five limits of the canal, and is one of the United States alternate sections.

*A list of the numbers of the sections and parts of sections within those portions of certain townships and ranges along the route of the Dayton and Miami canal, originally taken out of market for the purpose of aiding the construction of said canal, as being within five miles of its supposed line, but ascertained to be more than that distance when the canal route was actually located and designated by Mr. Helfenstein, the register at the Lima land office, as lying east of said canal, and between a black and a brown line, as marked by him on the diagram accompanying his letter to this office of the 19th of January, 1841; also, a statement of the quantity of land contained in said sections and parts of sections, computing the same at 640 acres each.*

Sections.	Township.	Range.	Quantity.
1, 12, 13, 24, and east half of 25	2 north	4 east	2,880.00
25 and 36	3 north	4 east	1,280.00
3, 4, 5, 9, 10, 11, west half and southeast quarter of 12, 13, 14, 15, 23, 24, 25, 26, and 36	1 north	5 east	9,440.00
West half of 6, west half of 7, 18, 19, west half of 20, 28, 29, 30, 31, 32, and 33	2 north	5 east	6,080.00
West half of 17, 18, 19, west half of 20, 28, 29, 30, 31, 32, 33, and south half of 34	1 north	6 east	6,080.00
13, 24, 25, and 36	3 south	5 east	2,560.00
West half and northeast quarter of 3, 4, 5, 6, 7, 8, 9, west half of 10, northwest quarter of 15, 16, 17, 18, 19, 20, west half and northeast quarter of 21, west half of 28, 29, 30, 31, 32, and west half of 33	1 south	6 east	11,680.00
6, 7, and southwest quarter of 17, 18, 19, 20, 29, 30, 31, 32, and southwest quarter of 33	2 south	6 east	6,080.00
Northwest quarter of 4, 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, and 32	3 south	6 east	7,840.00
West half of 6	4 south	6 east	320.00
			54,240.00

## C.

*Copies of all the instructions given by the different Commissioners of the General Land Office, from time to time, relating to the withholding from sale of lands on the route of the said Miami canal, and on the Auglaize river, in the State of Ohio, as alternate sections on said canal; and all the correspondence of said department with the officers of the land office where said lands may have been sold; and the correspondence of said department with all others on the subject of said additional sections, or the sale thereof.*

Extract from "An act to aid the State of Ohio in extending the Miami canal from Dayton to Lake Erie, and to grant a quantity of land to said State, to aid in the construction of the canals authorized by law; and for making donations of land to certain persons in Arkansas Territory."

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there be, and is hereby, granted to the State of Ohio, for the purpose of aiding said State in extending the Miami canal from Dayton to Lake Erie, by the Maumee route, a quantity of land equal to one-half of five sections in width, on each side of said canal, between Dayton and the Maumee river, at the*

mouth of the Auglaize, so far as the same shall be located through the public land; and reserving each alternate section of the land unsold to the United States, to be selected by the Commissioner of the General Land Office, under the direction of the President of the United States; and which land, so reserved to the United States, shall not be sold for less than two dollars and fifty cents per acre. The said land, hereby granted to the State of Ohio, to be subject to the disposal of the Legislature of said State, for the purpose aforesaid, and no other: *Provided*, That said canal, when completed, shall be, and forever remain, a public highway for the use of the Government of the United States, free from any toll or other charge whatever, for any property of the United States, or persons in their service passing through the same: *And provided, also*, That the extension of the said Miami canal shall be commenced within five years, and completed within twenty years, or the State shall be bound to pay to the United States the amount of any lands previously sold; and that the title to purchasers under the State shall be valid.

SEC. 2. *And be it further enacted*, That so soon as the route of said canal shall be located and agreed on by said State, it shall be the duty of the Governor thereof, or such other person or persons as may have been, or shall hereafter be, authorized to superintend the construction of said canal, to examine and ascertain the particular lands to which the said State will be entitled under the provisions of this act, and report the same to the Secretary of the Treasury of the United States.

SEC. 3. *And be it further enacted*, That the State of Ohio, under the authority of the Legislature thereof, after the selections shall have been so made, as aforesaid, shall have power to sell and convey the whole or any part of said land, and to give a title in fee simple therefor to the purchaser thereof.

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GENERAL LAND OFFICE, August 18, 1828.

SIR: Your favor of the 10th instant, covering a copy of the applications made by the Governor of the State of Ohio, to enter certain lands under the provisions of the act approved the 24th May, 1828, has been received.

Under the provisions of the 6th section of the act, the Governor has the right to select and appropriate these lands for the purposes designated in the 5th section of the act, subject to the exceptions provided for in the 6th section aforesaid. So far, therefore, as any of these lands shall hereafter be found to interfere with the alternate sections that may be reserved for the United States, the selections will be considered as not valid.

The selections made by the Governor are to be entered on your books, and transcripts returned to this office.

With respect, your obedient servant,

GEORGE GRAHAM, Commissioner.

THOMAS B. VAN HORNE, Esq.,  
Register, Piqua, Ohio.

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GENERAL LAND OFFICE, September 28, 1828.

SIR: The President having been advised by the Governor of Ohio, that the route of the canal from Dayton to Lake Erie, by the Maumee, will

probably pursue the course of the Auglaize river, from the head of some one of its branches to its mouth, he has directed that the lands lying on the same, and to the extent appropriated by the act passed the 24th of May last, be reserved from sale until further advised. The Governor of Ohio has been requested to designate to you that branch of the Auglaize on which the canal will most probably be located.

With respect, &c.,

GEORGE GRAHAM, *Commissioner.*

THOMAS B. VAN HORNE, Esq.,

*Register, Piqua, Ohio.*

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GENERAL LAND OFFICE, *March 10, 1829.*

SIR: The report of the selections made in pursuance of an act of Congress of 24th of May, 1828, by the Governor of Ohio, dated 19th January, 1829, is received, and will be approved, provided they do not conflict with the lands which have been, or may be, reserved under the first section of the before recited act of Congress.

The selections stated in the report as having been made in township 4 north, of range 3 east, I am disposed to think were selected in township 4 south, of range 3 east, and erroneously reported; please inform me if that be the case.

I am, &c.,

GEORGE GRAHAM, *Commissioner.*

THOMAS B. VAN HORNE, Esq.,

*Register, Piqua, Ohio.*

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REGISTER'S OFFICE, PIQUA, *February 29, 1832.*

SIR: The Legislature of Ohio passed a law at their last session, authorizing the extension of the Miami canal, and the Governor has commissioned William Fielding of Shelby, James Johnston and Henry Garard of Miami, counties, to select the lands granted by Congress for that purpose. They have requested me to inquire of you, what measures will be taken to designate the alternate sections in behalf of the United States, and to solicit a suspension from sale of the public lands five miles on either side of the line of canal from the mouth of Loramie's creek to Greenville treaty line, in the Cincinnati land district, and from thence to Defiance, in the Piqua land district, until the alternate sections shall be designated.

They have also requested me to inquire, whether they may be permitted to select any of the alternate sections which may be designated for the United States, to make up the deficiency of alternate sections from Dayton to the point where the canal line passes through the unsold lands of the United States; and, also, if the treaties made by Mr. Gardner, with the Indians in Ohio, shall be confirmed, whether they may select lands from the reservations recently purchased. They wish an early answer.

Very respectfully,

THOS. B. VAN HORNE.

Hon. E. HAYWARD.

GENERAL LAND OFFICE, *March 23, 1832.*

SIR: I have to acknowledge the receipt of your letter of the 29th ultimo, respecting the selection of lands granted to the State of Ohio, for aiding in the extension of the Miami canal.

Before any measures can be taken by this office upon the subject, it is requisite that the following documents should be transmitted to me, viz:

1st. An authenticated and particular plat of the canal line, showing its connexion with the lines of the public surveys. A plat of this description was published by the State of Indiana before the canal lands were designated.

2d. An authenticated copy of the act passed at the last session of the Legislature of the State of Ohio.

3d. Official evidence of the names of the commissioners appointed under that act to make the selections.

I am, very respectfully, &c.,

ELIJAH HAYWARD, *Commissioner.*

THOMAS B. VAN HORNE, Esq.,

*Register, Piqua, Ohio.*

REGISTER'S OFFICE, PIQUA, *April 2, 1832.*

SIR: Your letter of the 23d ultimo has been received, and in compliance with its requisitions, I now enclose an authenticated copy of the act passed by the Legislature of Ohio at their last session, authorizing the extension of the Miami canal; and the certificate of the Secretary of State, that William Fielding, Henry Garard, and James Johnston, were commissioned by the Governor of Ohio, to make the selections of lands contemplated by said act.

Mr. Forrer, the engineer, has been requested to prepare a plat of the canal line surveyed by him, and established by the said law, which will be forwarded to you in a few days.

I am, very respectfully, your obedient servant,

THOS. B. VAN HORNE.

Hon. E. HAYWARD,

*Commissioner General Land Office, Washington.*

P. S.—Your earliest attention to the subject is solicited.

T. B. V. H.

AN ACT to authorize the selection, location, sale, and application of the proceeds of the lands granted by Congress to aid the State of Ohio in extending the Miami canal.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That the Governor be, and he is hereby, authorized to cause to be selected and located, as early as practicable, the lands granted by Congress to aid the State of Ohio in extending the Miami canal.

SEC. 2. That the line of canal as now run, and reported to the last General Assembly, in pursuance of an act to authorize the board of canal commissioners to examine into the practicability of extending the Miami

canal from Mad river, at or near Dayton, to Defiance, at the mouth of the Auglaize river, passed February 9, 1830, be, and the same is hereby, located and agreed upon as the route of said canal; and the person or persons authorized by the Governor to make such selection and location shall be governed by said line, and also in strict conformity to the act of Congress making said grant, passed 24th May, 1828, and also the act amending and supplementary thereto, passed 2d April, 1830.

SEC. 3. That, so soon as the lands aforesaid shall be selected and located, the Governor shall cause a transcript of the entries so made to be forwarded to the Secretary of the Treasury of the United States, and also deposit a copy at each of the land offices in the proper district where the land lies.

SEC. 4. That, so soon as the aforesaid lands shall be reported, as provided in the preceding section, the Governor shall, by his proclamation, cause the same to be offered for sale; in which sale, and all things appertaining to said lands, he shall be governed by, and in conformity to, the act entitled "An act to provide for the sale of certain lands granted by Congress to the State of Ohio," passed February 12, 1829.

SEC. 5. That the registers and receivers of the land offices at Piqua and Tiffin, heretofore appointed, shall be, and they are hereby, appointed registers and receivers of the land offices, for the sale of lands authorized to be sold by this act; and, in the discharge of their duties, they shall be governed in all respects by the provisions of the act referred to in the preceding section, and the act amendatory thereto, passed February 22, 1830, except that they shall make returns and payments quarterly.

SEC. 6. That the registers and receivers shall keep the entries of sales and accounts in relation to said lands in separate books from those in which the other public lands of Ohio are kept; and the receivers shall pay into the State treasury quarterly, computing from the commencement of sale, or within ten days thereafter; and, at the same time, the register and receiver shall furnish the auditor with an abstract of the sales and receipts; and, in paying into the State treasury the moneys arising from the sales thereof, furnish the auditor with a certificate, specifying the amount received by him on account of lands sold for the extension of the Miami canal; which moneys, when so paid into the State treasury, shall be by the treasurer entered and kept as a fund, for the purpose specified in the original act of Congress making the grant of said lands.

SEC. 7. That, in case the register or receiver at either of the land offices aforesaid shall refuse to accept and perform all the duties required by this act, or in case either of said offices become vacant, the Governor is hereby authorized to fill such vacancy; which shall be valid until the next sitting of the Legislature thereafter.

SEC. 8. That the auditor and treasurer of the State shall be governed in all things relative to their duties arising from the sales of the aforesaid lands, as is provided by the act entitled "An act to provide for the sale of certain lands granted by Congress to the State of Ohio," passed February 12, 1829, and the act amending the aforesaid act, passed February 22, 1830, except as to the quarterly returns and payments as before excepted: *Provided*, That all expenses for books, blanks, and stationary for each of said offices, as well as the expenses incurred in making selections and locations, and all other fees arising out of the sale of said lands, shall be charged to the account of said lands, and paid out of the proceeds of the sales thereof.

SEC. 9. That, so soon as there shall be paid into the State treasury, of the avails of said lands, such sum as the commissioners of the canal fund may think sufficient to justify the commencement of the work, within the provisions of the said grant, they shall immediately notify the canal commissioners thereof; and the canal commissioners, on being thus notified, shall proceed to put under contract such part of said canal—commencing at or near Dayton, and extending north on the line referred to in this act—as the money then in the treasury for that purpose will justify; and they shall, from time to time thereafter, as the avails of said lands may be paid into the treasury, expend the same in the extension of said canal, until the whole of said avails shall be expended: *Provided*, That nothing in this act shall be so construed as to pledge the State to extend or construct any part of said canal further than the avails of said lands will construct the same, nor to a pledge to appropriate any of the funds of the State thereto.

SEC. 10. That so soon as any part of said canal, extended from Dayton, as contemplated by this act, shall be completed, the net tolls arising therefrom shall, from time to time, be applied in extending said canal: *Provided*, That nothing in this section contained shall be so construed as to prevent any future Legislature from changing the appropriation made by this section, whenever it shall appear to be for the best interest of the State so to do; always having in view the object for which the donation was made by the United States.

W. B. HUBBARD,

*Speaker of the House of Representatives.*

WM. DOHERTY,

*Speaker of the Senate.*

DECEMBER 31, 1831.

CINCINNATI, May 10, 1832.

SIR: The accompanying map exhibits "the line of canal as run" through the public lands, "and reported to the General Assembly of Ohio during their session in 1830 and 1831, in pursuance of an act to authorize the board of canal commissioners to examine into the practicability of extending the Miami canal from Mad river, at or near Dayton, to Defiance, at the mouth of the Auglaize river, passed February 9, 1830."

The plan of this canal embraces the main trunk and two *navigable* feeders, (all indicated on the map by red dotted lines,) and four reservoirs. The feeders are, one from Mad river, at a point about six miles above Dayton, and another from the Great Miami river, at a point about six miles above the town Sydney. The reservoirs are in the valleys of Loramie's creek and its two principal branches, and on the head waters of the St. Mary's river and Beaver creek, a branch of the Wabash river. These are marked by black dotted lines.

The feeders and reservoirs, as laid down on the map, are all necessary in the project of this canal, will all be either wholly or in part artificial, and will all be made navigable for canal boats.

Respectfully,

SAMUEL FORRER,

*Engineer Miami Canal.*

E. HAYWARD, Esq.,

*Commissioner General Land Office.*

PIQUA, May 28, 1832.

SIR: The undersigned commissioners, appointed by the Governor of Ohio to select lands for the extension of the Miami canal, authorized by acts of Congress and the Ohio Legislature, have attended to that duty as far as they can proceed, until they are instructed what measures are to be pursued in relation to the alternate sections. They are very desirous of completing the business, and, therefore, solicit the commissioner to give the registers of the Cincinnati and Piqua land offices such instructions as he may deem necessary. It is highly important that the selection of lands already made should be brought into market at as early a day as possible; and we hope that the Commissioner will attend to this communication as soon as in his power.

HENRY GARARD.  
JAMES JOHNSTON.

To the COMMISSIONER  
*of the General Land Office.*

GENERAL LAND OFFICE, June 2, 1832.

SIR: I have to acknowledge the receipt of your letter of the 24th ultimo, covering what is stated in the letter to be a list of the sold portions of the alternate sections in your district, proposed to be granted to the State of Ohio; but, as the list itself has no heading, and furnishes no notes showing the purpose for which it was prepared, and is without your signature, it is herewith returned, in order that those omissions may be supplied.

I am, very respectfully, &c.,

ELIJAH HAYWARD, *Commissioner.*

THOS. B. VAN HORNE, Esq.,  
*Register, Wapakonetta, Ohio.*

GENERAL LAND OFFICE, June 18, 1832.

SIRS: It has been represented to this office that certain persons acting, or pretending to act, under the authority of the Governor of Ohio, have been selecting public lands for the State, in your district, under the act of Congress approved the 24th May, 1828, granting lands to *aid* the State in extending the canal from *Dayton to Lake Erie*, and under the supplementary act of the 2d April, 1830, in relation to the same subject; and that you have recognised such selections, and suspended the tracts from sale. If such is the fact, although I cannot give credit to the report, you will please immediately communicate to this office by what instructions you have been governed in this matter, and under what authority you have thus acted; and if you have suspended the sales of any of the public lands in your district, in consequence of any such selections, you are hereby required immediately to report the same to this office, designating each tract, and the quantity of acres in each, that this office may be advised of the extent of these transactions.

You are certainly aware that, by the act first referred to, the selecting of the alternate sections must be made by the Commissioner of the General

Land Office, and that the State, or any officer thereof, cannot previously act thereon, for any purpose of either making selections of particular tracts, or of selling or disposing of the same.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

P. S. SYMMES, Esq.,  
*Register, Cincinnati, Ohio.*

T. B. VAN HORNE, Esq.,  
*Register, Piqua, Ohio.*

PIQUA, June 19, 1832.

DEAR SIR: Accompanying this communication, you will receive a plat of the canal route as located by the authority of the State; agreeably to which line, we have proceeded to make a selection of the alternate sections which will fall both to the United States and to Ohio. The former we have marked U, and those for the State, O. The manner of making the location was as follows: We began at Defiance, and made the canal line the centre; but, to save trouble and *difficult* calculations, we proceeded by giving the first section to the United States, and the next to Ohio, until we ran five full sections east; then commenced and run five full sections west; leaving every alternate section to the State of Ohio. On this principle, we proceeded south through all the unsold public lands; and, what is very surprising, every section sixteen fell to the State—that is, it would have been the property of the State, had it not been otherwise disposed of heretofore. We are anxious to have the lands sold, and hope that this selection will meet your approbation, and that you will sanction it, and authorize the State to proceed to take possession of it for the purposes designated in the grant.

If, however, you would prefer reserving those lands marked O, to the United States, we shall give it our approbation. Our whole wish is to have what the law designed, and have taken this labor on ourselves that thereby you might, with little or no difficulty, do the duties imposed on you by the act making the donation.

Very respectfully,

HENRY GARARD,  
JAMES JOHNSTON,  
WM. FIELDING,  
*Agents for the State.*

Hon. E. HAYWARD.

REGISTER'S OFFICE, PIQUA, June 23, 1832.

SIR: I have received your communication of the 18th instant, in which you state that it has been represented to you that certain persons acting, or pretending to act, under the authority of the Governor of Ohio, have been selecting public lands for the State in the Piqua land district, under the act of Congress approved the 24th May, 1828, granting lands to aid the State in extending the canal from Dayton to Lake Erie, and under

the supplementary act of 2d April, 1830, in relation to the same subject; and that *I* have recognised such selections, and suspended the tracts from sale, &c., &c. In answer to which, I will observe that certain persons, viz: William Fielding, James Johnston, and Henry Garard, who have been commissioned by the Governor of Ohio, (under the authority of an act of the Legislature of Ohio, passed the 6th February, 1832, "To authorize the selection, location, sale, and application of the proceeds of lands granted by Congress, to aid the State in extending the Miami canal," a certified copy of which act, and certificate of the Secretary of State, of the appointment of the above named gentlemen, were sometime since forwarded to you at your request,) have been, and are still, selecting lands in the Piqua and Cincinnati land districts. That *I* have recognised such selections, so far as to aid them with the use of the plats of this office, in ascertaining the quantity in the different tracts, and in filling up their applications, and filing them in this office, *is true*; but that *I* have suspended such selections from sale, *is not true*. Yet, after all the schedules of their selections are regularly made out, correctly filled up, signed, and filed in behalf of the State, under the authorities above cited, *I* should have thought there could have been no impropriety in suspending the sale of the selected tracts, until instructions from the commissioner could have been obtained. Because, sales of those selections, after the Governor of Ohio and Secretary of the United States Treasury are furnished, as the law requires, with lists of them, would create difficulty and occasion much confusion. When the precise quantity shall be selected, and returns of them made, the sale of only a few of the tracts would render an additional selection and return necessary; and before these should be recognised, other sales of the last selections might be made, and so on repeatedly. Neither have *I* withheld from sale the alternate sections on the canal line, as designated by them—a plat of which *I* marked and sent to you, accompanied by their letter, requesting your sanction to their proceedings. Yet, the general impression abroad, where these selections and designations have been made, is, that they cannot be purchased until offered at public sale under the authority of the before recited act of the Legislature of Ohio. The inhabitants of the country where these selections have been made, and are making, feel a deep and lively interest in the extension of the Miami canal, and are, therefore, willing to wait until the selections are brought into market for that purpose.

When the selections of the 500,000 acres of land, granted by Congress to aid the State in completing her canals, were made by the Governor of Ohio in 1829, *I* was directed by the then Commissioner of the General Land Office to suspend from sale the lands on the supposed route of the Miami canal, to be designated by the Governor. In consequence of which, the lands five miles on either side of the Auglaize river, from the Wapau-konnetta reservation to Defiance, had been withheld from sale, that being, in the opinion of Governor Trimble, the most probable route of the canal.

These lands, and the lands selected in 1829, during the pendency of their recognition, are the only lands that have ever been suspended from sale in this district, except No. 16, and the reservations.

Misrepresentations of the conduct of public officers are not unfrequently made, and *I* have good reason to believe that this is not the first time my official conduct has been misrepresented. But in all other cases, as well as in this, *I* am willing that it should be rigidly investigated.

As soon as you decide on the subject of the alternate sections, I should be gratified to receive your instructions.

Very respectfully, your humble servant,

THOMAS B. VAN HORNE.

Hon. E. HAYWARD,

*Commissioner General Land Office.*

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EXECUTIVE OFFICE, OHIO,

July 25, 1832.

SIR: I was informed that, in March last, you requested the register of the land office at Piqua to transmit to the General Land Office a copy of the act of the Legislature of Ohio, accepting the grant of lands made by Congress for the extension of the Miami canal, the official evidence of the appointment of William Fielding, H. Garard, and James Johnston, commissioners on the part of the State, to select the lands so granted, and a plat of the line of canal from Dayton to Defiance, all of which were forwarded to you in April last. It was presumed that, upon the receipt of those documents, you would, in pursuance of the provisions of the act of Congress, have forthwith selected or designated the alternate sections along the line of the canal to be reserved for the United States. But, from information received from Piqua, as late as the 18th instant, I am advised that the selection or designation of the alternate sections for the General Government had not then been made. I have, therefore, on behalf of the State, to request that you will, without further loss of time, select or designate for the United States the alternate sections of land along the line of the Miami and Lake Erie canal, agreeably to the provisions of the act of Congress approved 24th May, 1828, so that the lands selected by the State may forthwith be offered for sale, and the work commenced.

Have the goodness to favor me with your answer upon the receipt hereof.

Very respectfully, your obedient servant,

D. McARTHUR.

Hon. ELIJAH HAYWARD,

*Commissioner General Land Office,*

*Washington city.*

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GENERAL LAND OFFICE, August 27, 1832.

SIR: Enclosed you have a copy of a letter addressed to you on the 18th June last, to which I have as yet received no reply, and to which an immediate answer is now required.

In calling your attention to that letter, it is proper that you should be advised that your prompt attention to all letters from this office relating to public business is indispensably necessary; and the information required thereby must, in all cases, be given with the least practicable delay.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

P. S. SYMMES, Esq.,

*Register, Cincinnati, Ohio.*

GENERAL LAND OFFICE, December 26, 1832.

SIR: In reply to the Hon. Joseph H. Crane's letter of the 14th instant, which you referred to this office for report, I have the honor to state that the act of the 24th May, 1828, (Laws United States, 1st session 20th Congress, page 113,) granted to the State of Ohio, for the purpose of *aiding her* in extending the Miami canal from Dayton to Lake Erie, a quantity of land equal to one half of five sections in width on each side of the canal between Dayton and the mouth of the Auglaize river, reserving to the United States each alternate section, to be selected by the Commissioner of the General Land Office. The land granted to the State of Ohio to be subject to the disposal of the State, for the aforesaid purpose, and no other, provided that the canal should be a free highway for the use of the property, or persons employed in the service, of the United States; and provided that the canal should be commenced in five, and completed in twenty years, or the State to pay to the United States the amount of any lands previously sold, "and that the title to purchases under the State shall be valid."

By the second section, when the State had decided upon the canal route, the Governor, or such persons as might be authorized to superintend its construction, were to examine and ascertain the lands granted to the State, and report the same to the Secretary of the Treasury.

The 3d section authorizes the Legislature, after the selections have been made, to sell and convey the same, and give titles in fee simple.

The supplementary act of 2d April, 1830, (Laws United States, 1st session 21st Congress, p. 47,) repeals so much of the original law as fixed the time in which the canal was to be completed, and provided that the proceeds of the sales should not be applied to any other object before the canal is completed, without rendering the State liable to pay to the United States the amount of such sales, and causing the unsold tracts to revert to the United States.

The 2d section provides, that whenever the line of the canal passes over lands sold by the United States, the Governor may locate other lands in lieu of the lands so sold: *Provided*, Such locations shall not exceed the amount necessary to complete an aggregate quantity equal to one-half of five sections on each side of the canal.

On the 31st of December, 1831, the Legislature of Ohio passed an act containing the following provisions:

The 1st section authorizes the Governor to cause the lands granted for the extension of the Miami canal to be selected.

The 2d section recognises the canal line as run and reported, under an act of 9th February, 1830.

The 3d section requires the Governor to furnish a list of the lands that might be selected to the Secretary of the Treasury, and to the land officers for the proper districts.

The 4th section directs the Governor, after the selections have been reported, to offer them for sale.

The 5th and 6th sections refer to and prescribe the duties of the land officers in selling the selected lands, and provide that the moneys arising therefrom, "when so paid into the State Treasury, shall be, by the treasurer, entered and kept as a fund for the purpose specified in the original act of Congress making the grant of said lands."

The 7th section authorizes the Governor to fill any vacancy which may occur from either of the registers or receivers refusing to act.

The 8th section relates to the duties of the auditor and treasurer respecting the proceeds of the sales.

The 9th section declares, that so soon as a sufficient sum is received to justify the commencement of the work, the canal commissioners are to begin the work at Dayton, and proceed north, as the money in the Treasury may justify, and extend the same from time to time, as the avails may be paid into the Treasury: *Provided*, "That nothing in this act shall be so construed as to pledge the State to extend or construct any part of said canal further than the avails of said lands will construct the same, nor to pledge to appropriate any of the funds of the State thereto."

The 10th section directs that the net tolls shall be applied to the extension of the canal.

The grant by the United States is expressly made to *aid* the State in constructing the canal; while the act of the State, so far from appropriating any of the State funds to this object, positively declares that it is not to be considered as a pledge to grant any assistance whatever for the construction of the canal, in addition to the proceeds of the canal lands, by which alone the progress of the work is to be regulated; unless, indeed, the appropriation of the *tolls* to the extension of the canal shall be considered as such an effort on the part of the State, as Congress intended to *aid* when this grant was made.

Viewing the proviso, in the 9th section of the act of Ohio, as operating to effect a material change in the terms and conditions of the grant, not contemplated by the act making the donation, I have felt it my duty not to compromit the interest of the Government by any assent thereto, or action of this office thereon, while that proviso remained in full force as the solemn declaration of the State. I have much regretted this predicament, as, being a citizen of that State, I am solicitous that it should rightfully avail itself of the bounty of Congress.

By the 2d section of the supplementary act of 1830, the Governor is authorized to select other lands in lieu of those *through which the canal line passes*, and to which the State would have been entitled, had they not been sold. Under this section, the following questions arise:

1st. Where the alternate sections through which the *line of the canal does not pass*, and which the State would have been entitled to, if they remained public property, have been sold, is the Governor authorized to select other lands in lieu of such sold tracts?

2d. Can any of the alternate sections reserved for the United States, and to which the minimum of \$2 50 per acre is fixed, be selected by the State of Ohio?

3d. What regulations must govern these selections? are they to be confined to entire sections, or may the smallest legal subdivision be taken?

By what rules the Governor of Ohio, in his *ex parte* proceedings, has been directed in making the selections, I have not yet been advised; but, under all the circumstances of the case, I shall not consider myself justified in recognising any selections he may have made under the second section of the act of 1830, nor any sales thereof as valid or lawful, without instructions to that effect from the Secretary of the Treasury, until the further action of Congress thereon.

With great respect, &c.,

ELIJAH HAYWARD, *Commissioner.*

Hon. LOUIS McLANE,  
*Secretary of the Treasury.*

EXECUTIVE OFFICE, *Columbus, January 1, 1833.*

DEAR SIR: I have been informed that Governor McArthur, in pursuance to the provisions of the act of the General Assembly of this State, passed December 31, 1831, entitled "*An act to authorize the selection, location, sale, and application of the proceeds of lands granted by Congress to aid the State of Ohio in extending the Miami canal,*" appointed three commissioners in February or March last, who proceeded to select the lands granted by Congress, for the purposes aforesaid, that were authorized to be selected more than five miles from the line of the canal, and that they procured a plat of the district, laid down on it the line of the canal, and designated the alternate sections within five miles of the line, on each side, by odd and even numbers, leaving it to the discretion of the Commissioner of the General Land Office to take either. That the plat, with the designations thus made, were forwarded to the General Land Office, but that no answer has been returned therefrom. It has also been stated to me that the lands lying more than five miles from the line of the canal, that had been selected by the commissioners, were by them reported to Governor McArthur, and by him forwarded to the Secretary of the Treasury of the United States: that these lands have been in market since the 22d of October last: that on the 1st of last month there had been \$40,000 received; and, at this time, the avails might be safely estimated at \$46,000. It is also stated, that the selecting commissioner procured, from the register of the land office at Cincinnati and Piqua, a list of land within five miles of the line of the canal on each side, from which they made a division alternately, as designated on the plat previously forwarded to the General Land Office, which list was also transmitted by Governor McArthur to the Secretary of the Treasury.

Sir, it is of great importance to the interest of this State, (in prosecuting that work,) that the balance of these lands should be soon brought into market; this cannot be done until the alternate sections reserved by the General Government are designated. I therefore most respectfully solicit your attention to this subject, and hope that you will cause the selections to be made, and forward to the proper authority in this State, as soon as your other duties will permit.

With sincere respect, I am your very obedient servant,

ROBERT LUCAS.

ELIJAH HAYWARD, Esq.,

*Commissioner of the General Land Office.*

GENERAL LAND OFFICE, *February 2, 1833.*

SIR: I have duly received your letter of the 1st instant, (ultimo,) on the subject of the selections of public lands granted to the State of Ohio, to aid her in the construction of a canal from Dayton to Lake Erie, and did expect you would, before this time, have been officially informed of the decision of the Government thereon. But in case you should not receive a communication from the Treasury on the subject before this, I enclose to you a copy of a report which I made to the department on the 26th of December last, embracing all the questions arising under the acts of Congress, and the law of Ohio, touching this matter, with my construction thereof, and the course which duty seemed to require.

I have much regretted that any impediments should have been thrown

in the way of realizing the benefits contemplated by the donation, but the *proviso* in the ninth section of the act of Ohio of December 31, 1831, I viewed as a disagreement to the terms and conditions of the grant, and incompatible with its design and object. In this opinion, I learn, informally, I am sustained by that of the Attorney General, the Secretary of the Treasury, and the President. Of this, however, you will be officially advised. In the meantime, if the General Assembly of Ohio would, at its present session, repeal that *proviso*, all impediments would be removed to the immediate action of this office on the matter, and I should derive the highest pleasure in contributing to advance the interests of the State, in perfect consistency with the obligations of official duty.

I have the honor, &c.,

ELIJAH HAYWARD, *Commissioner.*

His Excellency R. LUCAS,

*Governor of Ohio.*

TREASURY DEPARTMENT, April 19, 1833.

SIR: The course of proceeding recommended in your letter of the 17th instant is approved. I have, therefore, to request that a letter may be written to the Governor of the State of Ohio, as therein proposed; and that the land offices at Cincinnati and Wapaukonetta may be advised of the decision, and directed to govern themselves accordingly.

I am, respectfully, sir, your obedient servant,

LOUIS McLANE,  
*Secretary of the Treasury.*

To the COMMISSIONER

*of the General Land Office.*

GENERAL LAND OFFICE, May 28, 1833.

SIR: I am instructed by the Secretary of the Treasury to forward to you a copy of my report to him of the 26th day of December last, in relation to the selection of lands granted in aid of the construction of the Miami canal, which is herewith enclosed, and to say to you that that report having been sanctioned, and the conclusions to which it came approved by the President of the United States, in accordance with the opinion of the Attorney General and the Secretary of the Treasury, in consequence of the *proviso* to the ninth section of the act of Ohio of the 31st of December, 1831, all the proceedings of the Governor and other officers of Ohio under the said act, and all sales of lands made in pursuance thereof, are considered and deemed *null and void*. But to prevent individual inconvenience and injury, and with an expectation that no further proceedings will be had thereon on the part of Ohio, the further action of this department will be suspended in relation thereto, until the close of the next session of Congress, unless, previous to that period, the Legislature of Ohio should repeal the proviso to the ninth section of the act aforesaid.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

Gen. ROBERT LUCAS,

*Governor of Ohio, Columbus, Ohio.*

## GENERAL LAND OFFICE, May 28, 1833.

GENTLEMEN: I am instructed by the Secretary of the Treasury to forward to you a copy of my report to him of the 26th day of December last, in relation to the selection of lands granted in aid of the construction of the Miami canal, which is herewith enclosed, and to say to you that that report having been sanctioned, and the conclusion to which it came approved by the President of the United States, in accordance with the opinion of the Attorney General and the Secretary of the Treasury, in consequence of the proviso to the ninth section of the act of Ohio, of the 31st of December, 1831, all the proceedings of the Governor and other officers of Ohio, under the said act, and all sales of lands made in pursuance thereof, are considered and deemed *null and void*. But to prevent individual inconvenience and injury, and with an expectation that no further proceedings will be had thereon on the part of Ohio, the further action of this department will be suspended in relation thereto, until the close of the next session of Congress, unless, previous to that period, the Legislature of Ohio should repeal the proviso to the ninth section of the act aforesaid.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

To the REGISTER and RECEIVER,

*Cincinnati and Wapaukonetta, Ohio.*

## GENERAL LAND OFFICE, June 3, 1833.

SIR: Your letter of the 22d ultimo, addressed to the Secretary of the Treasury, has been referred to this office for reply.

You have already been apprized of the reasons which induced me to decline making the selections of the alternate sections, five miles on each side of the line of the Miami canal, north of Dayton, in consequence of a *proviso* in the ninth section of the act of Ohio, dated the 31st of December, 1831, and that those reasons have been sanctioned and approved by the Secretary of the Treasury, the Attorney General, and the President of the United States.

The fact that the State of Ohio has now commenced the construction of that canal north of Dayton, does not operate as a repeal of the proviso alluded to, nor will it justify me in making the selections you request. I regret being placed in so unpleasant a situation as to be compelled by a sense of public duty to refuse to do that, which, under other circumstances, would afford me the highest pleasure to do; and most sincerely hope that the next General Assembly of Ohio will, among its earliest proceedings, repeal that *proviso*, out of which all the delay and embarrassments have arisen.

With, &c.,

ELIJAH HAYWARD, *Commissioner.*

His Excellency R. LUCAS,

*Governor of Ohio, Columbus, Ohio.*

## GENERAL LAND OFFICE, June 11, 1833.

SIR: Your letter of the 31st ultimo has been received. I am of opinion that no sale ought to be made, either by pre-emption or otherwise, within

the limits of the tract of five miles in width on each side of the Auglaize, which was withdrawn from entry in 1828, the alternate sections therein, to which the State of Ohio will be entitled, not having been designated, and as the alternate sections which will be allotted to the United States cannot, under the first section of the act of the 24th May, 1828, be sold for less than \$2 50 per acre; even if those lands should be decided to be subject to the pre-emption laws, they must be paid for at that rate, it being the minimum price fixed to such alternate sections by that act.

Before any final measures are taken upon that subject, however, you are requested to transmit to this office an abstract showing the particulars in relation to the sales which you consider doubtful.

By the enclosed copy of a letter of the 18th April last, to Governor Noble, you will perceive that this office has, at present, declined to withdraw from entry the lands within five miles on each side of the Maumee, on account of the grant made to Indiana, for canal purposes, by the act of 1827.

Inasmuch as the alternate sections granted for the Wabash and Erie canal by the act of 1827, and those granted for the extension of the Miami canal from Dayton, by the act of 1828, cannot be designated at this time, it is not now necessary to decide as to the relative rights, under those acts, to so much as is partially covered by both of those grants; but when the selections are made, the subject will receive all proper attention.

I am, &c.,

J. M. MOORE,  
*Acting Commissioner.*

T. B. VAN HORNE, Esq.,

*Register at Wapaukonetta, Ohio.*

Abstract of lands sold within five miles of the Auglaize river, which lands were suspended from sale by order of the Commissioner of the General Land Office, in 1829, the valley of that river having been indicated as the probable route of the Miami canal.

Date.	Name of purchaser.	Residence.	No. of rec'dpt.	Description.	Section.	Town- ship.	Range.	Acres.	Price per acre.	Amount.
1833.										
April 17	John Ridanour	Putnam county, Ohio	1418	*N. W. frac. of S. $\frac{1}{4}$ of -	10	1 N.	5 E.	83.00	\$1.25	\$103.75
25	John Handy Horsey	Maryland -	1448	W. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of -	29	4 N.	4 E.	80.00	1.25	100.00
May 7	John Hollister	Wood county, Ohio	1499	W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of -	4 N.	4 E.	80.00	1.25	100.00	
13	Michael Snider	Starke county, Ohio	1520	S. frac. of N. E. $\frac{1}{4}$ of -	28	4 N.	4 E.	111.50	1.25	139.38
13	Michael Snider	Starke county, Ohio	1521	S. W. frac. of N. E. $\frac{1}{4}$ of -	29	4 N.	4 E.	132.45	1.25	165.56
16	John Oliver	Williams county, Ohio	1544	N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of -	25	4 N.	4 E.	40.00	1.25	50.00
18	John Neff	Montgomery county, Ohio	1552	E. $\frac{1}{4}$ N. W. $\frac{1}{4}$ & W. $\frac{1}{4}$ N. E. $\frac{1}{4}$ of -	28	4 N.	5 E.	160.00	1.25	200.00
18	Daniel Neff	Montgomery county, Ohio	1553	E. $\frac{1}{4}$ S. W. $\frac{1}{4}$ & W. $\frac{1}{4}$ S. E. $\frac{1}{4}$ of -	28	4 N.	5 E.	160.00	1.25	200.00
18	Abraham Landers	Williams county, Ohio	1559	S. E. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of -	31	4 N.	5 E.	40.00	1.25	50.00
20	Abdalom Caylor	Montgomery county, Ohio	1566	E. $\frac{1}{4}$ N. W. $\frac{1}{4}$ & W. $\frac{1}{4}$ N. E. $\frac{1}{4}$ of -	33	4 N.	5 E.	160.00	1.25	200.00
20	Emanuel Shank	Montgomery county, Ohio	1567	S. E. $\frac{1}{4}$ of -	33	4 N.	5 E.	160.00	1.25	200.00
20	Jacob Hire	Montgomery county, Ohio	1569	S. W. $\frac{1}{4}$ of -	32	4 N.	5 E.	160.00	1.25	200.00
20	John Garichner	Montgomery county, Ohio	1572	E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of -	28	4 N.	5 E.	80.00	1.25	100.00

Several tracts have been sold within five miles of the Auglaize river, in the tier of sections in which this river empties itself into the Maumee. But it has been considered that these *fractional parts of sections* could not properly be *alternate sections* within five miles of the Auglaize, as much the greater number of acres contained in them are north of the mouth of the Auglaize.

The above are entries within five miles of the Auglaize river. The suspension of sales was intended to operate in favor of Ohio for the extension of the Miami canal. But the grant to Indiana of the Maumee river, was prior to the grant made to Ohio of the alternate sections within five miles of the Auglaize. The lands granted to Indiana have neither been suspended nor *designated*; those to Ohio have been suspended, but not *designated*. The question, then, arises, are the lands which *prospectively* belong to Indiana (or to Ohio) for the extension of the *Wabash canal* to the Maumee bay, properly withheld from sale by the order suspending the sale of the lands granted to extend the *Miami canal*?

THOS. B. VAN HORNE.  
REGISTER'S OFFICE, WAPAKONETTA, OHIO, June 25, 1833.

If the suspension on these lands be continued, be pleased to say whether the *canal line* (as reported) or the *Auglaize river* shall be the line of demarcation.  
T. B. V. H.

\* This tract is within five miles of the Auglaize, but more than five miles from the *canal line*, as located by the State authorities.

GENERAL LAND OFFICE, July 29, 1833.

SIR: Your abstract of lands sold within five miles of the Auglaize river, dated the 25th, was received with your letter of the 30th ultimo.

The only safe course which can now be pursued, is, not only to withhold, agreeably to the instructions of 1828, all lands within five miles of the Auglaize, but all others which may be within five miles of the line of the canal route. Your sale of lands formerly reserved as within five miles of the Auglaize, but which are more than that distance from the canal line, was improper at this time; for, if it should be decided to release from the reservation the lands which are more than five miles from the canal line, the lands so released should not have been sold, until, by sufficient public notice, the persons interested were apprized that the lands would, upon a specified day, be liable to private entry. The sale of the lands mentioned by you as being in the same tier of sections as the mouth of the Auglaize was also erroneous, as the reservation embraces those tracts.

By my letter of the 17th June, you were advised that five miles on each side of the Miami, by the directions of the Secretary of the Treasury, under the provisions of the act of 1827, granting certain lands to the State of Indiana for canal purposes, were to be reserved.

I am, &c.,

ELIJAH HAYWARD,  
Commissioner.

THOMAS B. VAN HORNE, Esq.,  
Register, Wapakonetta, Ohio.

EXECUTIVE OFFICE,  
Columbus, Ohio, January 20, 1834.

SIR: I herewith enclose one exemplified copy of an act of the General Assembly of Ohio, passed on the 18th instant, *repealing the proviso* to the 9th section of the act of Ohio, passed the 31st of December, 1831, "authorizing the selection, location, sale, and application of the proceeds of the lands granted by Congress to aid the State of Ohio in extending the Miami canal."

The repeal of this *proviso* by the General Assembly of Ohio, I hope will be satisfactory to the department, and remove all objections to a speedy selection of the alternate sections reserved by the United States within five miles of the line of the said canal.

In the letter of the Commissioner of the General Land Office to me, of the 3d of June last, all objection to the proceeding of Ohio relative to these lands appears to have been abandoned, except the *proviso* aforesaid. And in your letter to me of the 7th of October last, the only objection urged was the existence of said *proviso*; and, in expressing the views of the President, you stated that "he still hoped that the Legislature of Ohio would enable him to carry into operation the act of Congress, by repealing the *proviso* to the State law, which had created the difficulty." This has now been done, and consequently all difficulties are removed on the part of Ohio.

It has been stated to me that a considerable quantity of the land that would have fallen to Ohio within five miles of the line of the canal has been sold since the selections were made by commissioners appointed by

my predecessor. Should this be the case, I conceive the State would be entitled to lands equal in value, and should have the liberty of selecting other lands in lieu of such sold lands from those alternate sections reserved by the United States within five miles of the line of the canal. On the plat forwarded by my predecessor to the General Land Office, the line of the canal was laid down; and the sections of land selected by odd and even numbers, and submitted to the Commissioner of the General Land Office to choose either.

Should the odd numbers be selected by the United States, school sections (16) would all fall within the part allotted to the State. In such event, I consider the State would be entitled to select other lands for canal purposes, in lieu of those school lands.

I would wish to call the attention of the Commissioner of the General Land Office particularly to these points, and wish him to be explicit in his selections, so that no further misunderstanding can arise relative to these lands.

The schedules, plats, &c., relative to this subject, have heretofore been forwarded to the General Land Office.

I therefore respectfully request that the selections may be made, and forwarded to the proper authorities in this State in time to have the lands brought into market early the ensuing spring. The State is desirous to have these lands sold, and the avails applied to the extension of the canal as speedily as the nature of the case will admit.

Your early attention to this subject is respectfully requested, by

Your obedient servant,

ROBERT LUCAS.

To Hon. ROGER B. TANEY,  
*Secretary of the Treasury U. S.*

AN ACT to repeal the proviso of the ninth section of the act to authorize the selection, location, sale, and application of the proceeds of the lands granted by Congress to aid the State of Ohio in extending the Miami canal.

*Be it enacted by the General Assembly of the State of Ohio, That the proviso contained in the 9th section of the act entitled "An act to authorize the selection, location, sale, and application of the proceeds of the lands granted by Congress to aid the State of Ohio in extending the Miami canal," passed December thirty-one, eighteen hundred and thirty-one, be, and the same is hereby, repealed.*

JOHN H. KEITH,  
*Speaker of the House of Representatives.*

DAVID T. DISNEY,  
*Speaker of the Senate.*

JANUARY 18, 1834.

[UNOFFICIAL.]

GENERAL LAND OFFICE, February 22, 1834.

DEAR SIR: Your letter of the 13th instant has been received. The letter of Judge Crane was addressed to the Secretary of the Treasury, and

referred by him to this office ; and was therefore returned to the Secretary with my report of December, 1832, and was burnt when the Treasury building was destroyed in March last ; and, not having retained a copy of that letter, it is not now in my power to comply with your request by furnishing a copy.

I remember, however, enough of its contents to state that it merely propounded certain inquiries upon the subject of the canal selections, without expressing any opinions whatever in relation thereto.

Your letter, covering a copy of the act of your Legislature repealing the proviso to the previous law, has been received ; but the great mass of business, requiring immediate attention, which is thrown upon the office by the action of Congress, of the land committees, as well as by the individual members, has made it impracticable to take up the subject of your canal lands at this time, but you may rest assured that it shall be attended to *as soon as possible.*

I am, &c.,

ELIJAH HAYWARD,  
*Commissioner.*

His Excellency ROBERT LUCAS,  
*Columbus, Ohio.*

REGISTER'S OFFICE,  
*Wapaukonetta, May 30, 1834.*

SIR : Herewith you receive an abstract of the alternate sections and portions of alternate sections remaining unsold and not disposed of, in the Wapaukonetta land district on the Miami canal line ; an abstract of the unsold portions of sections within five miles of the canal line, not contained in list of alternate sections received from General Land Office ; an abstract of the tracts which have been sold in said sections ; an abstract of the tracts which have been sold since the passage of the act of 24th May, 1828, of the alternate sections which have been designated ; and an abstract of the tracts which have been sold since the passage of that act, in sections not designated within five miles, portions of which tracts lie north of the Wapaukonetta reservation.

Sections 16 are included. Sections 2 and 18 in township 2 north, range 4 east, and section 2 in township 5 south, range 5 east, are within five miles of the canal line, as marked on the plats of this office. A few tracts have been sold, as you see, of the "designated alternate sections ;" part of which are more than five miles from the line, although the entire sections, of which they are a part, are not ; but, at the time entries were made, they were believed to be without the grant ; and a few tracts have been sold in sections not designated ; two of them, however, are in a section, the greater part of which is south of the north boundary of the Wapaukonetta reservation, and were, therefore, considered subject to entry. Applications for lands within five miles of the canal line have been made, times without number, and, in the hurry of business, as the canal line is not marked on the township plats, a few tracts have been sold ; the most of them were entered when I was necessarily absent from the office ; but, as they are situated four, four and a half, and four and three-quarter miles from the line of canal, it is believed that no injury will result to the

State or the United States; yet, I will not attempt to justify or palliate—  
*it should not have been done.*

As the lands south of the north boundary of Wapaukonetta reservation, and north of the Greenville treaty line, had never been suspended from sale, until I received your letter of the 29th April last, *I have* “permitted” entries to be made of those lands within five miles of the canal route, contrary to the wishes, solicitations, and strongly expressed censure of many of the leading men of Miami county. In your letter of the 18th June, 1832, I was severely reprimanded for a supposed or misrepresented suspension from entry of those lands. I have endeavored to avoid censure, by not withholding lands from entry without express orders from the department. This, however, I find to be impossible; for if the Commissioner of the General Land Office directs me not to suspend, and I obey his instructions, others, who assume to themselves the right to judge of, condemn, and report the official doings of a land officer, without even giving themselves the trouble to inquire what his instructions may be, are loud in their complaints, and the Commissioner, without much seeming reflection, and rather in a censurable manner, directs that the lands be “immediately suspended from entry,” and requiring “an abstract of all the sales made since the passage of the act granting the alternate sections to Ohio, in that portion of the district, with the names of the purchasers of each tract, and their respective residences.” In the designated alternate sections this has already been done. I therefore conclude that an abstract of the sales made in the sections of odd numbers within five miles of the canal route, will be sufficient, and will forward it, if possible, by the next mail.

Permit me to refer you to your letter of the 18th June, 1832, mine of the 25th same month, and yours of the 29th April, 1834.

Very respectfully, your obedient servant,

THOMAS B. VAN HORNE.

Hon. E. HAYWARD,

*Commissioner General Land Office.*

*A schedule of alternate sections and parts of alternate sections remaining unsold, and not disposed of, in the Wapaukonetta land district, within five miles of the extension of the Miami canal.*

	Section.	Township.	Range.	Acres.	
	24	3 n.	3 e.	640.00	
	26	3 n.	3 e.	640.00	
	28	3 n.	3 e.	640.00	
	32	3 n.	3 e.	640.00	
	34	3 n.	3 e.	640.00	
	36	3 n.	3 e.	640.00	
	20	3 n.	4 e.	625.99	
	22	3 n.	4 e.	640.00	
	26	3 n.	4 e.	640.00	
	28	3 n.	4 e.	640.00	
	30	3 n.	4 e.	566.03	
	32	3 n.	4 e.	613.04	
	34	3 n.	4 e.	640.00	
	2	2 n.	3 e.	657.52	
	4	2 n.	3 e.	650.29	
	8	2 n.	3 e.	640.00	
	10	2 n.	3 e.	640.00	
	12	2 n.	3 e.	662.00	
	14	2 n.	3 e.	640.00	
	16	2 n.	3 e.	640.00	
	20	2 n.	3 e.	640.00	
	22	2 n.	3 e.	640.00	
	24	2 n.	3 e.	652.22	
	26	2 n.	3 e.	640.00	
	28	2 n.	3 e.	640.00	
	34	2 n.	3 e.	640.00	
	36	2 n.	3 e.	640.00	
	2	2 n.	4 e.	651.70	
	4	2 n.	4 e.	678.23	
	6	2 n.	4 e.	640.17	
	10	2 n.	4 e.	640.00	
	14	2 n.	4 e.	640.00	
	16	2 n.	4 e.	665.68	
Southwest quarter	-	-	20	4 e.	158.20
Northwest quarter	-	-	20	4 e.	80.00
South part southeast quarter	-	-	20	4 e.	85.39
Lot No. 6	-	-	20	4 e.	36.97
North half	-	-	22	4 e.	320.00
Northwest fraction of south half	-	-	22	4 e.	66.60
Northeast fraction of south half	-	-	22	4 e.	79.12
Middle fraction of south half	-	-	22	4 e.	50.45
			26	4 e.	640.00
			28	4 e.	640.00
			30	4 e.	638.64

## SCHEDULE—Continued.

	Section.	Township.	Range.	Acres.
	32	2 n.	4 e.	640.00
	34	2 n.	4 e.	618.85
	36	2 n.	4 e.	640.00
	2	1 n.	3 e.	644.14
	12	1 n.	3 e.	640.00
	2	1 n.	4 e.	600.69
	4	1 n.	4 e.	639.83
	6	1 n.	4 e.	640.17
	8	1 n.	4 e.	640.00
	10	1 n.	4 e.	640.00
Northeast fractional quarter	12	1 n.	4 e.	156.75
East fraction of northwest quarter	12	1 n.	4 e.	90.20
East fraction of southeast quarter	12	1 n.	4 e.	69.40
West fraction	12	1 n.	4 e.	58.50
East fraction of southwest quarter	12	1 n.	4 e.	65.50
West part of southwest quarter	12	1 n.	4 e.	80.00
	14	1 n.	4 e.	640.00
	16	1 n.	4 e.	640.00
	18	1 n.	4 e.	635.96
	20	1 n.	4 e.	640.00
	22	1 n.	4 e.	640.00
	24	1 n.	4 e.	640.00
	26	1 n.	4 e.	640.00
	28	1 n.	4 e.	640.00
	30	1 n.	4 e.	637.76
	32	1 n.	4 e.	640.00
	34	1 n.	4 e.	640.00
	36	1 n.	4 e.	640.00
	6	1 n.	5 e.	622.38
North half	8	1 n.	5 e.	320.00
East fraction of southeast quarter	8	1 n.	5 e.	74.42
West fraction of southeast quarter	8	1 n.	5 e.	40.45
East fraction of southwest quarter	8	1 n.	5 e.	41.00
West fraction of southwest quarter	8	1 n.	5 e.	74.29
	16	1 n.	5 e.	570.27
Southeast fraction of northeast quarter	18	1 n.	5 e.	55.60
Southwest fraction of northeast quarter	18	1 n.	5 e.	65.40
Northwest quarter	18	1 n.	5 e.	158.72
South half	18	1 n.	5 e.	319.88
	20	1 n.	5 e.	640.00
	22	1 n.	5 e.	640.00
West half	28	1 n.	5 e.	320.00
Southeast quarter	28	1 n.	5 e.	160.00
South part of northeast quarter	28	1 n.	5 e.	80.00
	30	1 n.	5 e.	640.96
	32	1 n.	5 e.	640.00

## SCHEDULE—Continued.

	Section.	Township.	Range.	Acres.
South half	34	1 n.	5 e.	311.50
Northwest fractional quarter	34	1 n.	5 e.	142.50
Southwest fraction of northeast quarter	34	1 n.	5 e.	69.33
	2	1 s.	4 e.	644.40
	4	1 s.	4 e.	649.60
	10	1 s.	4 e.	640.00
	12	1 s.	4 e.	640.00
	14	1 s.	4 e.	640.00
	16	1 s.	4 e.	640.00
	22	1 s.	4 e.	640.00
	24	1 s.	4 e.	640.00
	26	1 s.	4 e.	640.00
	28	1 s.	4 e.	640.00
	34	1 s.	4 e.	640.00
	36	1 s.	4 e.	640.00
	2	1 s.	5 e.	617.62
	4	1 s.	5 e.	672.40
	6	1 s.	5 e.	745.24
	8	1 s.	5 e.	640.00
	10	1 s.	5 e.	640.00
	12	1 s.	5 e.	640.00
East half	14	1 s.	5 e.	320.00
Southwest fractional quarter	14	1 s.	5 e.	149.25
Northeast fraction of northwest quarter	14	1 s.	5 e.	52.44
Southeast fraction of northwest quarter	14	1 s.	5 e.	44.25
	16	1 s.	5 e.	640.00
	18	1 s.	5 e.	704.00
	20	1 s.	5 e.	640.00
Northwest quarter	22	1 s.	5 e.	160.00
Southeast fraction of north half	22	1 s.	5 e.	43.50
Southeast fraction	22	1 s.	5 e.	118.87
Northwest fraction of south half	22	1 s.	5 e.	98.40
Southwest fraction of south half	22	1 s.	5 e.	91.95
	24	1 s.	5 e.	640.00
	26	1 s.	5 e.	640.00
	28	1 s.	5 e.	640.00
	30	1 s.	5 e.	701.98
	32	1 s.	5 e.	640.00
	34	1 s.	5 e.	591.29
	36	1 s.	5 e.	640.00
	2	2 s.	4 e.	664.44
	4	2 s.	4 e.	655.76
	10	2 s.	4 e.	640.00
	12	2 s.	4 e.	640.00
	14	2 s.	4 e.	640.00
	16	2 s.	4 e.	640.00

## SCHEDULE—Continued.

	Section.	Township.	Range.	Acres.
	22	2 s.	4 e.	640.00
	24	2 s.	4 e.	640.00
	26	2 s.	4 e.	640.00
	28	2 s.	4 e.	640.00
	34	2 s.	4 e.	640.00
	36	2 s.	4 e.	640.00
	2	2 s.	5 e.	670.48
East half	4	2 s.	5 e.	322.75
East fraction of southwest quarter	4	2 s.	5 e.	59.70
Southeast fraction of northwest quarter	4	2 s.	5 e.	70.83
	6	2 s.	5 e.	727.81
	8	2 s.	5 e.	634.85
	10	2 s.	5 e.	640.00
	12	2 s.	5 e.	640.00
	14	2 s.	5 e.	640.00
	16	2 s.	5 e.	540.03
	18	2 s.	5 e.	694.16
	20	2 s.	5 e.	640.00
	22	2 s.	5 e.	640.00
	24	2 s.	5 e.	640.00
	26	2 s.	5 e.	640.00
Northwest fraction	28	2 s.	5 e.	108.00
Southwest fraction of north half	28	2 s.	5 e.	96.25
Southwest quarter	28	2 s.	5 e.	160.00
Southwest fraction of southeast quarter	28	2 s.	5 e.	58.50
	30	2 s.	5 e.	688.00
	32	2 s.	5 e.	640.00
North half	34	2 s.	5 e.	311.62
Northeast fraction of south half	34	2 s.	5 e.	95.20
Southeast fraction of south half	34	2 s.	5 e.	93.70
Southwest fraction of south half	34	2 s.	5 e.	60.50
	36	2 s.	5 e.	640.00
	2	3 s.	4 e.	659.48
	4	3 s.	4 e.	642.32
	10	3 s.	4 e.	640.00
	12	3 s.	4 e.	640.00
	14	3 s.	4 e.	640.00
	16	3 s.	4 e.	640.00
Northeast quarter	20	3 s.	4 e.	160.00
North half of northwest quarter	20	3 s.	4 e.	80.00
South half of southwest quarter	20	3 s.	4 e.	80.00
South half of southeast quarter	20	3 s.	4 e.	80.00
	22	3 s.	4 e.	640.00
	24	3 s.	4 e.	640.00
	26	3 s.	4 e.	640.00
	28	3 s.	4 e.	640.00

## SCHEDULE—Continued.

	Section.	Township.	Range.	Acres.
	32	3 s.	4 e.	640.00
	34	3 s.	4 e.	640.00
	36	3 s.	4 e.	640.00
	2	3 s.	5 e.	649.30
	4	3 s.	5 e.	642.52
	6	3 s.	5 e.	740.25
	8	3 s.	5 e.	640.00
	10	3 s.	5 e.	640.00
West half	12	3 s.	5 e.	320.00
West half of southeast quarter	12	3 s.	5 e.	80.00
	14	3 s.	5 e.	640.00
	16	3 s.	5 e.	619.54
	18	3 s.	5 e.	712.16
	20	3 s.	5 e.	611.61
	22	3 s.	5 e.	640.00
	26	3 s.	5 e.	640.00
	28	3 s.	5 e.	640.00
	30	3 s.	5 e.	706.02
West half	32	3 s.	5 e.	307.24
Northeast fraction of east half	32	3 s.	5 e.	71.74
Northwest fraction of east half	32	3 s.	5 e.	82.91
Southeast fraction	32	3 s.	5 e.	0.62
	34	3 s.	5 e.	640.00
	2	4 s.	4 e.	636.70
	4	4 s.	4 e.	635.12
	10	4 s.	4 e.	640.00
	12	4 s.	4 e.	640.00
	14	4 s.	4 e.	640.00
	22	4 s.	4 e.	640.00
	24	4 s.	4 e.	640.00
	26	4 s.	4 e.	640.00
	28	4 s.	4 e.	631.34
	34	4 s.	4 e.	616.00
East half	36	4 s.	4 e.	320.00
East half & northwest quarter of north-				
west quarter	36	4 s.	4 e.	120.00
Southwest quarter	36	4 s.	4 e.	155.10
	2	4 s.	5 e.	626.05
East half	4	4 s.	5 e.	313.23
East part of northwest quarter	4	4 s.	5 e.	76.15
	6	4 s.	5 e.	683.10
	8	4 s.	5 e.	640.00
Northeast quarter	10	4 s.	5 e.	160.00
Northwest fraction	10	4 s.	5 e.	49.00
Southwest fraction of west half	10	4 s.	5 e.	104.35
Southeast fraction of west half	10	4 s.	5 e.	74.16

## SCHEDULE—Continued.

	Section.	Township.	Range.	'Acres.
	12	4 s.	5 e.	640.00
	14	4 s.	5 e.	640.00
	16	4 s.	5 e.	640.00
	16	4 s.	5 e.	640.00
	18	4 s.	5 e.	704.54
	20	4 s.	5 e.	640.00
Northwest quarter	22	4 s.	5 e.	160.00
East part of south half	22	4 s.	5 e.	68.27
East part of southwest quarter	22	4 s.	5 e.	61.14
West fraction of southwest quarter	22	4 s.	5 e.	72.16
	24	4 s.	5 e.	640.00
Northeast fractional quarter	26	4 s.	5 e.	77.40
Northwest fractional quarter	26	4 s.	5 e.	77.62
	28	4 s.	5 e.	640.00
	30	4 s.	5 e.	711.49
	32	4 s.	5 e.	658.64
West half	34	4 s.	5 e.	325.01
Southeast quarter	34	4 s.	5 e.	160.00
North part of northeast quarter	34	4 s.	5 e.	77.84
Southwest quarter of northeast quarter	34	4 s.	5 e.	43.34
	36	4 s.	5 e.	636.14
	18	4 s.	6 e.	634.68
	30	4 s.	6 e.	637.13
	36	5 s.	3 e.	640.00
South half	2	5 s.	4 e.	320.00
Northwest quarter	2	5 s.	4 e.	165.92
South part of northeast quarter	2	5 s.	4 e.	80.00
	4	5 s.	4 e.	649.79
	8	5 s.	4 e.	640.00
	10	5 s.	4 e.	640.00
South half	12	5 s.	4 e.	320.00
Northeast quarter	12	5 s.	4 e.	160.00
East fraction of northwest quarter	12	5 s.	4 e.	78.70
Northwest fraction of northwest quarter	12	5 s.	4 e.	12.00
South half	14	5 s.	4 e.	320.00
Northeast quarter	14	5 s.	4 e.	160.00
East part of northwest quarter	14	5 s.	4 e.	80.00
	16	5 s.	4 e.	640.00
	18	5 s.	4 e.	699.98
	20	5 s.	4 e.	640.00
Northwest fraction of northeast quarter	22	5 s.	4 e.	545.00
North fraction of northwest quarter	22	5 s.	4 e.	1.00
	24	5 s.	4 e.	640.00
East half	26	5 s.	4 e.	320.00
West half	28	5 s.	4 e.	320.00
	30	5 s.	4 e.	699.32

## SCHEDULE—Continued.

	Section.	Township.	Range.	Acres.
West part of northwest quarter	32	5 s.	4 e.	640.00
East part of northeast quarter	34	5 s.	4 e.	80.00
Southeast quarter	34	5 s.	4 e.	81.60
	34	5 s.	4 e.	160.65
	36	5 s.	4 e.	640.00
	4	5 s.	5 e.	664.24
	6	5 s.	5 e.	738.87
	8	5 s.	5 e.	640.00
West half	10	5 s.	5 e.	329.78
Northeast quarter	10	5 s.	5 e.	160.00
Northwest quarter of southeast quarter	10	5 s.	5 e.	40.00
	16	5 s.	5 e.	640.00
	18	5 s.	5 e.	723.30
	20	5 s.	5 e.	640.00
	22	5 s.	5 e.	651.42
	28	5 s.	5 e.	640.00
	30	5 s.	5 e.	731.42
	32	5 s.	5 e.	640.00
	34	5 s.	5 e.	644.88
	12	6 s.	3 e.	640.00
Granted to the State of Ohio; withdrawn from entry by order of the Commissioner in 1829	{ 24 36	6 s.	3 e.	640.00
		6 s.	3 e.	640.00
Northeast quarter	2	6 s.	4 e.	161.51
East half & northwest quarter of northwest quarter	2	6 s.	4 e.	121.11
North part of northwest quarter	4	6 s.	4 e.	80.76
	6	6 s.	4 e.	698.71
North half	8	6 s.	4 e.	320.00
Northeast quarter	8	6 s.	4 e.	160.00
West half of southeast quarter	8	6 s.	4 e.	80.00
All sold	10	6 s.	4 e.	630.90
Northeast quarter	12	6 s.	4 e.	160.00
East half of southeast quarter	12	6 s.	4 e.	80.00
West half of southwest quarter	12	6 s.	4 e.	80.00
East half	14	6 s.	4 e.	320.00
East half of northwest quarter	14	6 s.	4 e.	80.00
	16	6 s.	4 e.	640.00
	18	6 s.	4 e.	693.24
	20	6 s.	4 e.	640.00
East half of northeast quarter	22	6 s.	4 e.	80.00
East half of southeast quarter	22	6 s.	4 e.	80.00
East half	24	6 s.	4 e.	320.00
West half of northwest quarter	24	6 s.	4 e.	80.00
North half	26	6 s.	4 e.	320.00

## SCHEDULE—Continued.

1700333

	Section.	Township.	Range.	Acres.
West half & northeast quarter of southeast quarter	26	6 s.	4 e.	120.00
North half of northwest quarter	-	-	-	80.00
West half	28	6 s.	4 e.	320.00
West half of northeast quarter	28	6 s.	4 e.	80.00
West half of southeast quarter	28	6 s.	4 e.	80.00
North half	30	6 s.	4 e.	345.08
Southeast quarter	30	6 s.	4 e.	160.00
East half of southwest quarter	30	6 s.	4 e.	92.50
	32	6 s.	4 e.	640.00
Northeast quarter of northeast quarter	34	6 s.	4 e.	40.00
North half	36	6 s.	4 e.	320.00
Southeast quarter	36	6 s.	4 e.	160.00
East half of southwest quarter	36	6 s.	4 e.	80.00
Northeast quarter	4	6 s.	5 e.	143.11
East half & northwest quarter of northwest quarter	4	6 s.	5 e.	107.34
South half of southeast quarter	4	6 s.	5 e.	80.00
South half of southwest quarter	4	6 s.	5 e.	80.00
North half	6	6 s.	5 e.	308.92
West half	8	6 s.	5 e.	320.00
	16	6 s.	5 e.	632.00
South half	18	6 s.	5 e.	372.48
South half of northeast quarter	18	6 s.	5 e.	80.00
Northwest quarter of northwest quarter	18	6 s.	5 e.	53.12
Southeast quarter	20	6 s.	5 e.	160.00
Southeast of northeast quarter	20	6 s.	5 e.	40.00
West half & northeast quarter of northwest quarter	20	6 s.	5 e.	120.00
	28	6 s.	5 e.	640.00
West half	30	6 s.	5 e.	421.00
	32	6 s.	5 e.	640.00
All sold	2	7 s.	4 e.	631.26
East half of northwest quarter	4	7 s.	4 e.	78.62
Southwest quarter of northeast quarter	4	7 s.	4 e.	39.02
Northeast quarter of southwest quarter	4	7 s.	4 e.	40.00
	6	7 s.	4 e.	686.55
West half	8	7 s.	4 e.	320.00
All sold	10	7 s.	4 e.	640.00
Southeast quarter of southwest quarter	12	7 s.	4 e.	40.00
All sold	14	7 s.	4 e.	640.00
	16	7 s.	4 e.	640.00
East half	18	7 s.	4 e.	320.00
East half & southwest quarter of southwest quarter	18	7 s.	4 e.	147.45
Northwest quarter	20	7 s.	4 e.	160.00

## SCHEDULE—Continued.

	Section.	Township.	Range.	Acres.
All sold	22	7 s.	4 e.	640.00
South half of northeast quarter	24	7 s.	4 e.	80.00
Southeast quarter of northwest quarter	24	7 s.	4 e.	40.00
All sold	26	7 s.	4 e.	640.00
All sold	28	7 s.	4 e.	640.00
Northwest quarter	30	7 s.	4 e.	199.91
Southeast quarter	32	7 s.	4 e.	160.00
All sold	34	7 s.	4 e.	640.00
All sold	36	7 s.	4 e.	640.00
	4	7 s.	5 e.	589.40
All sold	6	7 s.	5 e.	680.75
	8	7 s.	5 e.	640.00
North half	10	7 s.	5 e.	320.00
Southwest quarter	10	7 s.	5 e.	160.00
West half & northeast of southeast q'r	10	7 s.	5 e.	120.00
	16	7 s.	5 e.	640.00
	18	7 s.	5 e.	717.96
	20	7 s.	5 e.	640.00
	22	7 s.	5 e.	640.00
North half	28	7 s.	5 e.	320.00
Southwest quarter	28	7 s.	5 e.	160.00
West half of southeast quarter	28	7 s.	5 e.	80.00
East half	30	7 s.	5 e.	320.00
East half & southwest quarter of north- west quarter	30	7 s.	5 e.	152.82
Northwest quarter	32	7 s.	5 e.	160.00
North half of northeast quarter	32	7 s.	5 e.	80.00
Southeast quarter of southeast quarter	32	7 s.	5 e.	40.00
North half	34	7 s.	5 e.	320.00
Southeast quarter	34	7 s.	5 e.	160.00
East half of southwest quarter	34	7 s.	5 e.	80.00
Fractional	12	8 s.	3 e.	149.76
All sold	2	8 s.	4 e.	640.00
All sold	4	8 s.	4 e.	640.00
West half	6	8 s.	4 e.	395.88
Southeast quarter	6	8 s.	4 e.	160.00
West half of northeast quarter	6	8 s.	4 e.	80.00
West half fractional	8	8 s.	4 e.	214.56
All sold	10	8 s.	4 e.	632.62
Northeast quarter of northwest quarter	12	8 s.	4 e.	40.00
Fractional	16	8 s.	4 e.	7.74
West half	4	8 s.	5 e.	320.00
Southeast quarter	4	8 s.	5 e.	160.00
South half of northeast quarter	4	8 s.	5 e.	80.00
Northeast quarter	6	8 s.	5 e.	160.00
Fractional	8	8 s.	5 e.	303.20

*Parts of sections within five miles of canal line not contained in list sent from General Land Office, and remaining unsold.*

	Section.	Township.	Range.	Acres.
East half of northeast quarter	8	2 n.	4 e.	80.00
Northwest fraction of north half	8	2 n.	4 e.	68.34
Southwest quarter of northwest fractional quarter	8	2 n.	4 e.	40.00
Northeast fraction of south half	8	2 n.	4 e.	66.10
The whole of	18	2 n.	4 e.	630.86
East half	2	5 s.	5 e.	314.96

*Abstract of parts of sections within five miles of canal line, not contained in "list," which have been sold.*

Date.	Description.	Section.	Township.	RANGE.	ACRES.	Names of purchasers.	Residence.
Dec. 16, 1833	Lot No. 1 -	-	8	2 N.	4 E.	40.12	Robert Shirley, jr.
Dec. 16, 1833	Lot No. 4 -	-	8	2 N.	4 E.	42.81	Same
Dec. 16, 1833	Lot No. 6 -	-	8	2 N.	4 E.	44.40	Elias Shirley
Dec. 16, 1833	Lot No. 7 -	-	8	2 N.	4 E.	35.60	Same
Dec. 19, 1833	West half of S. W. quarter	8	2 N.	4 E.	80.00	James Fisher	
Feb. 10, 1834	Lot No. 8 -	-	8	2 N.	4 E.	68.85	William H. Macatee
April 23, 1834	Lot No. 3 -	-	8	2 N.	4 E.	35.00	Pierce Evans
Dec. 26, 1832	W. fraction of N. W. quarter	2	5 S.	5 E.	49.16	Henry Stoddard	
Dec. 26, 1832	N. E. frac. of S. W. quarter	2	5 S.	5 E.	31.62	Robert Jones Skinner	
Dec. 26, 1832	S. E. frac. of S. W. quarter	2	5 S.	5 E.	45.90	Same	
Dec. 26, 1832	N. W. frac. of S. W. quarter	2	5 S.	5 E.	44.00	Henry Stoddard	
Dec. 26, 1832	S. W. frac. of S. W. quarter	2	5 S.	5 E.	28.00	Josiah Clawson	
May 27, 1833	N.E. fr. & S.E. fr. of N.W. $\frac{1}{4}$	2	5 S.	5 E.	96.56	Philip Tervilliger	

Abstract of parts of sections sold since the act of 24th May, 1828, north of Wapakonetta reservation, which have been designated as alternate sections, and proposed to be granted to the State of Ohio.

Date.	Description.	Section.	Township.	RANGE.	Acres.	Names of purchasers.	Residence.
Nov. 9, 1831	N. E. quarter	-	12	3 S.	5 E.	160.00	Christian Stickey
Sept. 14, 1832	E. half of S. E. quarter	-	12	3 S.	5 E.	80.00	Abraham Doner
S. half of N. W. quarter &	S. half of N. W. quarter	-	20	3 S.	4 E.	160.00	Nathaniel Griffin
May 18, 1833	N. half of S. W. quarter	-	20	3 S.	4 E.	40.00	Benjamin Griffin
June 12, 1833	N. W. qr. of S. E. qr.	-	20	3 S.	4 E.	40.00	Peter Harter
July 1, 1833	N. E. qr. of S. E. qr.	-	20	3 S.	4 E.	40.00	Michael Tippie
April 22, 1833	S. W. qr. of N. W. qr.	-	36	4 S.	4 E.	40.00	-

Parts of sections within five miles of the canal line, north of the Wapakonetta reservation, which have not been designated for the State.

Date.	Description.	Section.	Township.	RANGE.	Acres.	Names of purchasers.	Residence.
July 4, 1832	E. half of S. E. quarter	-	25	2 S.	5 E.	80.00	Samuel Stickey
Aug. 1, 1833	N. E. fractional quarter	-	35	4 S.	4 E.	151.00	John Cochran
Aug. 10, 1833	E. fraction of N. W. qr.	-	35	4 S.	4 E.	88.30	Branson J. Miller

REGISTER'S OFFICE, Wapakonetta, May 30, 1834.

THOS. B. VAN HORNE.

GENERAL LAND OFFICE, June 24, 183.

SIR: I have to acknowledge the receipt of your letter of the 24th ultimo, covering what is stated in the letter to be a list of the sold portions of the alternate sections in your district, proposed to be granted to the State of Ohio; but, as the list itself has no heading, and furnishes no notes showing the purposes for which it was prepared, and is without your signature, it is herewith returned, in order that those omissions may be supplied.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

T. B. VAN HORNE, Esq.,

*Register, Wapaukonetta, Ohio.*

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REGISTER'S OFFICE,  
*Wapaukonetta, June 16, 1834.*

SIR: Having headed and signed the abstract of portions of the alternate sections which have been sold, and otherwise disposed of, in the Wapaukonetta land district, proposed to be granted to the State of Ohio, under the provisions of the act of the 24th May, 1828, which were omitted when made out, I now return it; and am, very respectfully, your obedient servant,

THOMAS B. VAN HORNE.

Hon. E. HAYWARD,

*Commissioner General Land Office, Washington.*

An abstract of portions which have been sold of the "alternate sections" in the Wapakonetta land district, "proposed to be granted to the State of Ohio, under the provisions of the act of the 24th May, 1828," the date of sale, and name and residence of each purchaser, and otherwise disposed of.

Date.	Description.	Section.	Range.	Acres.	Names of purchasers.	Residence.	Remarks.
Dec. 16, 1833	Lot No. 1	-	-	20	2 N. 4 E.	64.65	James Fisher
	Lot No. 5	-	-	20	2 N. 4 E.	36.31	Lloyd Norris
Jan. 4, 1834	Lot No. 2	-	-	20	2 N. 4 E.	46.80	Nathan Shirley
Jan. 10, 1834	N. W. qr. of N. W. qr.	-	-	20	2 N. 4 E.	40.00	Harvey Shroufe
Feb. 1, 1834	Lot No. 3	-	-	20	2 N. 4 E.	32.68	Thos. W. Mansfield
	Lot No. 4	-	-	20	2 N. 4 E.	42.00	Thos. W. Mansfield
Jan. 8, 1827	S. fraction of S. half of	-	-	22	2 N. 4 E.	101.62	Alexander McClellan
July 28, 1824	N. fraction of N. half of	-	-	12	1 N. 4 E.	16.70	Abel Crosley
Sept. 28, 1822	S. fraction	-	-	8	1 N. 5 E.	44.00	Thomas McClisk
April 23, 1824	N. E. fraction	-	-	18	1 N. 5 E.	21.74	William Bishop
May 29, 1823	N. E. fraction of N. E. quarter	-	-	28	1 N. 5 E.	16.00	Wm. Concanon
	N. W. fraction of N. E. quarter	-	-	28	1 N. 5 E.	57.40	Wm. Concanon
June 14, 1823	N. E. fraction	-	-	34	1 N. 5 E.	80.25	William Brown
June 4, 1827	W. fraction of N. W. quarter	-	-	14	1 S. 5 E.	45.00	Jeremiah White
Jan. 18, 1825	N. half of N. E. quarter	-	-	22	1 S. 5 E.	80.00	Rufus Carey
Aug. 7, 1821	N. W. frac. of N. W. quarter	-	-	4	2 S. 5 E.	19.50	Andrew Russell
May 25, 1822	N. E. frac. of N. W. quarter	-	-	4	2 S. 5 E.	58.16	Andrew Russell
Jan. 22, 1823	S. W. fraction of W. half	-	-	4	2 S. 5 E.	93.46	Rufus Carey
Dec. 5, 1823	N. W. frac. of S. E. quarter	-	-	28	2 S. 5 E.	33.00	Henry Harter
Oct. 3, 1825	E. fraction of	-	-	28	2 S. 5 E.	149.25	William Belcher
Aug. 19, 1825	N. W. fraction of S. half	-	-	28	2 S. 5 E.	58.30	John McGill
May 18, 1833	S. 1/4 of N. W. qr. & N. 1/4 S. W. qr.	20	3 S.	4 E.	160.00	Nathaniel Griffin	
June 12, 1833	N. W. quarter of S. E. quarter	20	3 S.	4 E.	40.00	Benjamin Griffin	
July 1, 1833	N. E. quarter of S. E. quarter	20	3 S.	4 E.	40.00	Peter Harter	
Nov. 9, 1831	N. E. quarter	-	-	12	3 S. 5 E.	160.00	Christopher Stulley
Sept. 14, 1832	E. half of S. E. quarter	-	-	12	3 S. 5 E.	80.00	Abraham Doner
	S. E. fraction of E. half	-	-	32	3 S. 5 E.	76.81	Samuel Moore
June 20, 1827	W. fraction of S. E. quarter	-	-	32	3 S. 5 E.	71.56	Isaac H. Knope
Aug. 7, 1828	S. W. quarter of N. W. quarter	-	-	36	4 S. 5 E.	40.00	Michael Tippe
April 22, 1833	W. fraction of	-	-	4	4 S. 5 E.	87.20	Jacob Harter
Aug. 22, 1825	W. fraction of N. W. quarter	-	-	4	4 S. 5 E.	64.50	George Kephart
Oct. 25, 1825	E. fraction of S. W. quarter	-	-	4	4 S. 5 E.	67.10	George Kephart
Oct. 25, 1825	E. fraction of S. W. quarter	-	-	4	4 S. 5 E.	Montgomery county, Ohio.	Montgomery county, Ohio.

## ABSTRACT—Continued.

Date.	Description.	Section.	Range.	Township.	Acres.	Names of purchasers.	Residence.	Remarks.
May 14, 1822	S. W. fraction of S. E. quarter -	10	4 S.	5 E.	46.52	Amelia Post	Miami county, Ohio.	
Sept. 12, 1826	N. E. fraction of S. E. quarter -	10	5 E.	104.45	Wm. Sunderland	Montgomery county, Ohio.		
Mar. 16, 1827	N. E. fraction of W. half -	10	4 S.	5 E.	78.68	Benjamin Russell	Miami county, Ohio.	
Aug. 7, 1821	W. fraction of N. E. quarter -	22	4 S.	5 E.	49.37	Andrew Russell	Fort Amanda, Ohio.	
Aug. 7, 1821	E. fraction of N. E. quarter -	22	4 S.	5 E.	97.19	Andrew Russell	Fort Amanda, Ohio.	
May 25, 1822	N. W. fraction of S. E. quarter -	22	4 S.	5 E.	55.60	Andrew Russell	Fort Amanda, Ohio.	
April 4, 1826	S. fraction of S. half -	22	4 S.	5 E.	42.18	Thomas Berryman	Allen county, Ohio.	
May 25, 1822	S. W. fraction -	26	4 S.	5 E.	23.16	Andrew Russell	Fort Amanda, Ohio.	
	Southeast part -	26	4 S.	5 E.	461.82	Logan's heirs	-	
Aug. 24, 1833	S. E. fraction of N. E. quarter -	34	4 S.	5 E.	42.51	Martin Higher	Allen county, Ohio.	
Aug. 10, 1833	N. part of N. E. quarter -	2	5 S.	4 E.	80.42	Amos Sampson	Warren county, Ohio.	
Feb. 28, 1834	W. fraction of N. W. quarter -	12	5 S.	4 E.	66.76	Burgon Covert, Jr.	Warren county, Ohio.	
April 14, 1829	N. W. fraction of N. W. quarter -	14	5 S.	4 E.	5.91	John Johns	Mercer county, Ohio.	
Mar. 19, 1832	S. W. fraction of N. W. quarter -	14	5 S.	4 E.	71.18	Theophilus T. Perry	Miami county, Ohio.	
Dec. 14, 1820	E. fraction of N. W. quarter -	22	5 S.	4 E.	81.95	Jonathon Wyland	Xenia, Ohio.	
Jan. 26, 1824	W. fraction of N. W. quarter -	22	5 S.	4 E.	74.00	Isaac Dungan	Mercer county, Ohio.	
Aug. 20, 1825	W. fraction of N. E. quarter -	22	5 S.	4 E.	68.42	John Wyland	Darke county, Ohio.	
Nov. 27, 1826	W. fraction of S. W. quarter -	22	5 S.	4 E.	113.33	William Jay	Miami county, Ohio.	
Sept. 28, 1832	E. half of N. E. quarter -	22	5 S.	4 E.	80.00	John Pickrell	Mercer county, Ohio.	
Mar. 2, 1833	W. half of S. E. quarter -	22	5 S.	4 E.	80.00	James Jeffrey	Warren county, Ohio.	
May 10, 1833	E. fraction of S. W. quarter -	22	5 S.	4 E.	43.26	James Jeffrey	Warren county, Ohio.	
Feb. 28, 1834	E. half of S. E. quarter -	26	5 S.	4 E.	30.00	James Jeffrey	Warren county, Ohio.	
	W. half of section -	28	5 S.	4 E.	30.00	Joseph Richardson	-	
	E. half of section -	34	5 S.	4 E.	65.73	Joseph Richardson	-	
May 29, 1821	S. W. fraction -	34	5 S.	4 E.	65.73	Lucas Vanarsdale	Mad River county, Ohio.	
June 20, 1821	S. W. fraction of N. E. quarter -	34	5 S.	4 E.	40.24	Charles Murray	Pickaway county, Ohio.	
Dec. 12, 1821	S. E. fraction of S. W. quarter -	34	5 S.	4 E.	89.68	Benjamin Tyrrell	Miami county, Ohio.	
June 1, 1822	E. fraction of N. W. quarter -	34	5 S.	4 E.	72.36	Lucas Vanarsdale	Mercer county, Ohio.	
Sept. 7, 1826	W. fraction of N. E. quarter -	34	5 S.	4 E.	38.84	William Sunderland	Montgomery county, Ohio.	
Dec. 26, 1832	S. E. fraction of S. E. quarter -	10	5 S.	5 E.	21.60	Henry Stoddard	Montgomery county, Ohio.	
Dec. 26, 1832	S. W. fraction of S. E. quarter -	10	5 S.	5 E.	49.73	Joseph Haskell	Miami county, Ohio.	
Dec. 11, 1833	N. E. quarter of S. E. quarter -	10	5 S.	5 E.	40.00	John Clawson	Allen county, Ohio.	



## ABSTRACT—Continued.

Date.	Description.	Section.	Range.	Acres.	Names of purchasers.	Residence.	Remarks.	
Sept. 10, 1832	E. half of S. E. quarter	34	6 S.	4 E.	80.00	John H. Mohrman	Mercer county, Ohio.	
Sept. 10, 1832	W. half of S. W. quarter	34	6 S.	4 E.	80.00	John H. Mohrman	Mercer county, Ohio.	
Sept. 12, 1832	S. E. quarter of N. E. quarter	34	6 S.	4 E.	80.00	John Williams	Green county, Ohio.	
Sept. 12, 1832	E. half of S. W. quarter	34	6 S.	4 E.	80.00	John H. Mohrman	Mercer county, Ohio.	
Sept. 19, 1832	W. half of S. E. quarter	34	6 S.	4 E.	80.00	John H. Mohrman	Mercer county, Ohio.	
Sept. 19, 1832	W. half of S. E. quarter	34	6 S.	4 E.	80.00	John H. Mohrman	Cincinnati, Ohio.	
Sept. 21, 1832	W. half of N. E. quarter	34	6 S.	4 E.	80.00	John Strasburg	Cincinnati, Ohio.	
Sept. 21, 1832	E. half of N. W. quarter	34	6 S.	4 E.	80.00	John Koch	Hamilton county, Ohio.	
June 29, 1832	W. half of S. W. quarter	36	6 S.	4 E.	80.00	Isabella Hall	Clinton county, Ohio.	
May 24, 1832	N. E. & S. W. $\frac{1}{4}$ & N. W. $\frac{1}{4}$ S. E. $\frac{1}{4}$	4	6 S.	5 E.	80.00	Frederick P. Lucas	Shelby county, Ohio.	
Sept. 2, 1832	N. W. quarter of S. W. quarter	4	6 S.	5 E.	40.00	Samuel Bleakley	Shelby county, Ohio.	
Dec. 20, 1832	S. W. quarter of N. W. quarter	4	6 S.	5 E.	35.78	Samuel Bleakley	Shelby county, Ohio.	
Feb. 22, 1833	N. E. quarter of S. E. quarter	4	6 S.	5 E.	40.00	James Luttrell	Shelby county, Ohio.	
Dec. 8, 1832	W. half of S. W. quarter	6	6 S.	5 E.	106.14	Samuel Stabler	Miami county, Ohio.	
June 3, 1833	E. half of S. W. quarter	6	6 S.	5 E.	106.14	Christian Tobias, Jr.	Montgomery county, Ohio.	
June 3, 1833	S. E. quarter	—	6 S.	5 E.	16.00	Christian Tobias	Montgomery county, Ohio.	
May 3, 1833	S. E. quarter of N. E. quarter	—	6 S.	5 E.	40.00	Jacob Weller	Montgomery county, Ohio.	
May 3, 1833	S. E. quarter of	—	8	6 S.	5 E.	160.00	Jacob Amet	Montgomery county, Ohio.
Oct. 5, 1833	W. half & N. E. qr. of N. E. qr.	8	6 S.	5 E.	120.00	John Farmsler	Preble county, Ohio.	
Oct. 24, 1833	N. E. quarter of N. E. quarter	18	6 S.	5 E.	40.00	Enoch Buck	Montgomery county, Ohio.	
Feb. 4, 1834	E. half of N. W. quarter	18	6 S.	5 E.	106.24	Jesse Hudson, sen.	Mercer county, Ohio.	
Feb. 4, 1834	N. W. quarter of N. E. quarter	18	6 S.	5 E.	40.00	Jesse Hudson, sen.	Mercer county, Ohio.	
April 16, 1834	S. W. quarter of N. W. quarter	18	6 S.	5 E.	53.12	Jesse Hudson, sen.	Mercer county, Ohio.	
Mar. 24, 1834	N. E. quarter of N. E. quarter	20	6 S.	5 E.	40.00	Joel Conger	Clinton county, Ohio.	
Mar. 24, 1834	S. W. $\frac{1}{4}$ N. E. $\frac{1}{4}$ & S. E. $\frac{1}{4}$ N. W. $\frac{1}{4}$	20	6 S.	5 E.	80.00	Joseph Conger	Clinton county, Ohio.	
April 21, 1834	N. W. quarter of N. E. quarter	20	6 S.	5 E.	40.00	Sol. Sann, and Ju-	Montgomery county, Ohio.	
May 19, 1834	S. W. quarter of S. W. quarter	20	6 S.	5 E.	40.00	liana Macklin.		
May 19, 1834	E. half of S. W. quarter	20	6 S.	5 E.	80.00	William J. Brown	Shelby county, Ohio.	
May 19, 1834	N. E. quarter of N. E. quarter	30	6 S.	5 E.	40.00	Th. Mc-Clish Carey	Shelby county, Ohio.	
May 20, 1834	S. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ & E. $\frac{1}{4}$ of S. E. $\frac{1}{4}$	30	6 S.	5 E.	20.00	Samuel Mathers	Shelby county, Ohio.	
May 20, 1834	N. W. quarter of S. W. quarter	20	6 S.	5 E.	40.00	Jos. Barnet & Peter	Montgomery county, Ohio.	
May 20, 1834	W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ & W. $\frac{1}{4}$ of S. E. $\frac{1}{4}$	30	6 S.	5 E.	160.00	Anglinbaugh.	Montgomery county, Ohio.	
						Job Haines		

Aug. 31, 1824	E. half of S. W. quarter	Hamilton county, Ohio.
June 27, 1827	W. half of S. W. quarter	Montgomery county, Ohio.
June 29, 1832	E. half of N. E. quarter	Hamilton county, Ohio.
Aug. 5, 1832	W. half of N. E. quarter	Hamilton county, Ohio.
Sept. 17, 1832	N. half of S. E. quarter	Hamilton county, Ohio.
Sept. 19, 1832	W. half of N. W. quarter	Mercer county, Ohio.
Jan. 1, 1833	E. half of N. W. quarter	Isabella Hall
July 2, 1833	S. half of S. E. quarter	William Pitman
Sept. 5, 1825	W. half of S. W. quarter	Nathaniel Mead
Sept. 5, 1825	W. half of N. W. quarter	Chris. Wappenhurst
April 10, 1833	E. half of N. E. quarter	John G. Tongoman
Sept. 6, 1833	N. W. quarter of N. E. quarter	Andrew S. Morgan
Oct. 20, 1833	E. half of S. E. quarter	Hamilton Majors
Oct. 30, 1833	W. half of S. E. quarter	Peter Opdycke
Oct. 30, 1833	S. E. quarter of S. W. quarter	Fred. L. Polmann
April 9, 1832	E. half of N. E. quarter	John H. Olman
Nov. 2, 1833	W. half of S. E. quarter	Henry Bonnerberg
May 12, 1834	E. half of S. E. quarter	Harman H. Fornholz
June 4, 1824	West half of N. W. quarter	Rudolph Sorges
Aug. 4, 1832	S. E. of S. E. & S. W. 4 S. E. 1	Joseph Sackett
Sept. 4, 1832	E. half of S. W. quarter	Alexander Sackett
Sept. 6, 1832	N. E. quarter of	Henry G. Brambrook
Dec. 3, 1832	N. E. quarter of S. W. quarter	Wm. Beckman and Francis Winthorpe
May 15, 1833	W. half of S. W. quarter	William Heath
Sept. 10, 1832	S. E. quarter of	Harman F. Wendedeler
Sept. 18, 1832	N. E. quarter of	David J. Jordan
Sept. 19, 1832	S. W. quarter of	Henry F. Schroeder
Oct. 10, 1832	S. E. quarter of	Henry F. Schroeder
Oct. 25, 1832	N. W. quarter of N. W. quarter	Henry F. Schroeder
Oct. 14, 1833	N. E. quarter of N. W. quarter	Barton Frink Burch
Jan. 2, 1833	N. W. quarter of S. W. quarter	George Morton
Dec. 15, 1832	W. half of S. W. quarter	Susan Ramsey
Aug. 16, 1833	S. E. quarter of	Philip H. Powell
Sept. 10, 1832	S. W. quarter of	George Peter Stine
Sept. 18, 1832	N. E. quarter of	John H. Wellman
Sept. 19, 1832	S. half of N. W. quarter	Joel House
Oct. 10, 1832	S. E. quarter of	John H. Wellman
Oct. 25, 1832	N. W. quarter of N. W. quarter	Peter Hardenbrook
Oct. 14, 1833	N. E. quarter of N. W. quarter	John H. Wellman
Jan. 2, 1833	N. W. quarter of S. W. quarter	Herman H. Holla
Dec. 15, 1832	W. half of S. W. quarter	Dudley Field
Feb. 16, 1833	E. half of S. W. quarter	Ceviller Miller
		Isaac Stutler
		Daniel G. Lamb

## ABSTRACT—Continued.

Date.	Description.	Section.	Range.	Township.	Range.	Section.	Names of purchasers.	Residence.	Remarks.
Feb. 19, 1833	W. half of S. E. quarter	20	7 S. 4 E.	7 S. 4 E.	80.00	Daniel G. Lamb	Butler county, Ohio.		
Oct. 20, 1833	N. E. quarter of S. E. quarter	20	7 S. 4 E.	4 E.	40.00	Frederick Miller	Mercer county, Ohio.		
Oct. 30, 1833	N. E. quarter of N. E. quarter	20	7 S. 4 E.	4 E.	40.00	John Mohr	Mercer county, Ohio.		
Dec. 27, 1833	S. E. quarter of S. E. quarter	20	7 S. 4 E.	4 E.	40.00	Henry Sabouette	Mercer county, Ohio.		
Jan. 20, 1834	N. E. quarter of S. E. quarter	20	7 S. 4 E.	4 E.	40.00	Christian Benner	Mercer county, Ohio.		
Feb. 15, 1834	S. E. quarter of N. E. quarter	20	7 S. 4 E.	4 E.	40.00	Henry Malcos	Mercer county, Ohio.		
June 11, 1825	N. E. quarter	22	7 S. 4 E.	4 E.	100.00	James Majors	Montgomery county, Ohio.		
Dec. 18, 1826	E. half of S. E. quarter	22	7 S. 4 E.	4 E.	80.00	John Bowen	Montgomery county, Ohio.		
Dec. 24, 1832	W. half of S. E. quarter	22	7 S. 4 E.	4 E.	80.00	Moses Cornell	Montgomery county, Ohio.		
Oct. 24, 1832	S. half of N. W. quarter	22	7 S. 4 E.	4 E.	80.00	William Barner	Mercer county, Ohio.		
Oct. 24, 1832	S. W. quarter	22	7 S. 4 E.	4 E.	160.00	William Barner	Mercer county, Ohio.		
Oct. 24, 1832	N. half of N. W. quarter	22	7 S. 4 E.	4 E.	80.00	Frederick Seaman	Mercer county, Ohio.		
Oct. 14, 1833	N. W. quarter of N. W. quarter	24	7 S. 4 E.	4 E.	40.00	Joseph Enneking	Mercer county, Ohio.		
Oct. 14, 1833	S. W. quarter of N. W. quarter	24	7 S. 4 E.	4 E.	40.00	Henry Enneking	Mercer county, Ohio.		
Oct. 16, 1833	N. E. quarter of N. W. quarter	24	7 S. 4 E.	4 E.	40.00	John H. Freling	Mercer county, Ohio.		
Dec. 20, 1833	half of N. E. quarter	24	7 S. 4 E.	4 E.	80.00	John B. Friedricks	Mercer county, Ohio.		
Dec. 7, 1832	N. W. quarter of S. W. quarter	24	7 S. 4 E.	4 E.	40.00	Francis Langer	Mercer county, Ohio.		
Dec. 7, 1833	S. E. quarter of S. W. quarter	24	7 S. 4 E.	4 E.	40.00	Bernard Penning	Mercer county, Ohio.		
Dec. 7, 1833	S. W. quarter of S. W. quarter	24	7 S. 4 E.	4 E.	40.00	Francis Hellman	Mercer county, Ohio.		
Feb. 8, 1831	N. half of S. E. quarter	24	7 S. 4 E.	4 E.	80.00	Samuel Davis, sen.	Miami county, Ohio.		
Feb. 8, 1831	S. half of S. E. quarter	24	7 S. 4 E.	4 E.	80.00	Samuel Davis, Jr.	Miami county, Ohio.		
Sept. 28, 1832	N. E. quarter of S. W. quarter	24	7 S. 4 E.	4 E.	80.00	Benjamin Nolan	Miami county, Ohio.		
Oct. 8, 1832	S. W. quarter of S. W. quarter	26	7 S. 4 E.	4 E.	160.00	Francis Jos. Stallo	Cincinnati, Ohio.		
Oct. 15, 1832	S. W. quarter of N. W. quarter	26	7 S. 4 E.	4 E.	80.00	Francis Jos. Stallo	Cincinnati, Ohio.		
Oct. 19, 1832	S. W. quarter of S. E. quarter	26	7 S. 4 E.	4 E.	40.00	Henry Moorman	Cincinnati, Ohio.		
Oct. 19, 1832	W. half of N. E. quarter	26	7 S. 4 E.	4 E.	80.00	Francis Jos. Stallo	Cincinnati, Ohio.		
March 8, 1833	N. W. quarter of S. E. quarter	26	7 S. 4 E.	4 E.	40.00	John Gerd Tawben	Cincinnati, Ohio.		
July 5, 1833	N. E. quarter of N. W. quarter	26	7 S. 4 E.	4 E.	40.00	John Gerd Tawben	Cincinnati, Ohio.		
Sept. 6, 1833	N. E. quarter of S. E. quarter	26	7 S. 4 E.	4 E.	40.00	John H. Moorman	Cincinnati, Ohio.		
Sept. 11, 1833	E. half of N. E. quarter	26	7 S. 4 E.	4 E.	80.00	J. B. P. Konenge	Mercer county, Ohio.		
Nov. 23, 1832	S. E. quarter of N. E. quarter	28	7 S. 4 E.	4 E.	40.00	John B. Kramer	Mercer county, Ohio.		
March 8, 1833	E. half of S. E. quarter	28	7 S. 4 E.	4 E.	80.00	Andrew Gast	Cincinnati, Ohio.		
							H. & J. Enneking		



## ABSTRACT—Continued.

Date.	Description.	Section.	Township.	RANGE.	ACRES.	Names of purchasers.	Residence.	Remarks.
Feb. 28, 1834	N. W. quarter of S. W. quarter	30	7 S.	5 E.	51.22	Harman Felman	Mercer county, Ohio.	
Mar. 6, 1834	N. E. quarter of S. W. quarter	30	7 S.	5 E.	51.22	John H. Wilkins	Mercer county, Ohio.	
Mar. 15, 1834	N. W. quarter of N. W. quarter	30	7 S.	5 E.	50.94	Gerhart Embuck	Mercer county, Ohio.	
April 26, 1833	S. half of N. E. quarter	32	7 S.	5 E.	80.00	Joseph Clawson	Butler county, Ohio.	
April 26, 1833	W. $\frac{1}{4}$ of S. E. & L. $\frac{1}{4}$ of S. W. qr.	32	7 S.	5 E.	160.00	Jonathan Smalley	Butler county, Ohio.	
June 4, 1833	W. half of S. W. quarter	32	7 S.	5 E.	80.00	Jonathan Smalley	Butler county, Ohio.	
Aug. 16, 1833	N. E. quarter of S. E. quarter	32	7 S.	5 E.	40.00	James Clawson	Butler county, Ohio.	
June 21, 1833	W. half of S. W. quarter	34	7 S.	5 E.	50.00	Samuel Colwell	Miami county, Ohio.	
Nov. 23, 1830	E. half of S. E. quarter	2	8 S.	4 E.	80.00	James Phillips	Miami county, Ohio.	
Oct. 15, 1831	W. half of S. E. quarter	2	8 S.	4 E.	80.00	James Phillips	Shelby county, Ohio.	
Oct. 3, 1832	N. W. quarter	2	8 S.	4 E.	160.00	Francis J. Stallo	Cincinnati, Ohio.	
Oct. 19, 1832	N. W. quarter of N. E. quarter	2	8 S.	4 E.	40.00	John H. Fieldman	Cincinnati, Ohio.	
Mar. 8, 1833	N. E. quarter of N. E. quarter	2	8 S.	4 E.	40.00	Herman Bodcker	Cincinnati, Ohio.	
June 11, 1833	S. half of N. E. quarter	2	8 S.	4 E.	80.00	John Kutz	Mercer county, Ohio.	
Sept. 10, 1833	N. half of S. W. quarter	2	8 S.	4 E.	80.00	John H. Sommer	Shelby county, Ohio.	
Oct. 7, 1833	S. half of S. W. quarter	2	8 S.	4 E.	80.00	Joseph Sommer	Mercer county, Ohio.	
Oct. 8, 1832	N. E. quarter	4	8 S.	4 E.	160.00	Alexander H. Ayres	Butler county, Ohio.	
Nov. 3, 1832	N. W. quarter	4	8 S.	4 E.	160.00	Jacob House	Butler county, Ohio.	
Mar. 22, 1833	S. W. quarter	4	8 S.	4 E.	160.00	William C. Ayres	Butler county, Ohio.	
Aug. 2, 1833	N. half of S. E. quarter	4	8 S.	4 E.	80.00	John H. J. Browns	Mercer county, Ohio.	
	S. E. quarter of S. E. quarter	4	8 S.	4 E.	40.00	B. Cramer and M. Poldschuyler	Mercer county, Ohio.	
	S. W. quarter of S. E. quarter	4	8 S.	4 E.	40.00	John H. Majer	Mercer county, Ohio.	
	E. half of N. E. quarter	6	8 S.	4 E.	80.00	John B. Coleman	Mercer county, Ohio.	
May 23, 1833	S. E. fractional quarter of N. E. quarter	8	8 S.	4 E.	91.68	Henry Day	Shelby county, Ohio.	
Oct. 10, 1833	N. E. quarter	8	8 S.	4 E.	160.00	John J. Husing	Mercer county, Ohio.	
Nov. 27, 1830	E. half of N. E. quarter	10	8 S.	4 E.	80.00	James Flynn	Lorannie's creek, Ohio.	
April 6, 1832	E. half of S. E. quarter	10	8 S.	4 E.	76.31	William Polliman	Miami county, Ohio.	
June 17, 1832	W. half of N. E. quarter	10	8 S.	4 E.	80.00	Lewis Winters	Miami county, Ohio.	
Dec. 26, 1831	W. half of S. E. quarter	10	8 S.	4 E.	76.31	Joseph Mendenhall	Miami county, Ohio.	
Dec. 26, 1831	E. half of S. W. quarter	10	8 S.	4 E.	80.00	Thos. Mendenhall	Miami county, Ohio.	
Jan. 21, 1832	W. half of S. W. quarter	10	8 S.	4 E.	80.00	Richard Mendenhall	Miami county, Ohio.	
Oct. 15, 1832	N. W. quarter	10	8 S.	4 E.	160.00	Alfred Voorhis	Miami county, Ohio.	
Mar. 2, 1833	N. W. quarter of N. W. quarter	12	8 S.	4 E.	40.00	John Deboy	Clanke county, Ohio.	

Dec.	6, 1833	N. half of N. E. quarter S. half N. W., S. half N. E., & S. fractional half.	12	8 S. 8 S.	4 E. 4 E.	80.00 331.00	Henry Bosk -	Mercer county, Ohio. - -
Nov.	5, 1832	N. half of N. E. quarter E. half of N. W. quarter	4	8 S. 6	5 E. 5 E.	80.00 104.35	Samuel Colwell James Aikin	Miami county, Ohio Montgomery county, Ohio.
Jan.	14, 1831	E. half of N. W. quarter	6	8 S. 8 S.	5 E. 5 E.	52.16 52.18	William Bodkin Harman H. Dickman	Shelby county, Ohio. Mercer county, Ohio.
Jan.	2, 1833	N. W. quarter of N. W. quarter	6	8 S. 8 S.	5 E. 5 E.	154.65 160.00	Mathias Line Henry C. Line	Shelby county, Ohio. Miami county, Ohio.
Dec.	9, 1833	S. W. quarter of N. W. quarter	6	8 S. 6	5 E. 5 E.	154.65 24,639.23	-	-
Jan.	16, 1834	W. half and S. E. qr. of S. W. qr.	6	8 S. 6	5 E. 5 E.	160.00 24,639.23	-	-
Jan.	16, 1834	S. E. quarter	6	8 S. 6	5 E. 5 E.	160.00 24,639.23	-	-

REGISTER'S OFFICE, Wapakonetta, June 16, 1834.

THOS. B. VAN HORNE, Register.

EXECUTIVE OFFICE, OHIO,  
Columbus, July 21, 1834.

DEAR SIR: I have been this day informed, by Mr. J. Johnston, one of the canal commissioners in the Miami country, that the work of extending the Miami canal north of Dayton is now in active operation, and that the contracts were extended beyond the funds now in the Treasury, under the expectation that the alternate sections, within five miles of the line of the canal, would have been brought into market early in the season. It is stated that, if these lands are not shortly sold, the funds on hand will become exhausted, the work in all probability have to be stopped, and the hands discharged for the want of funds. I have also been informed that many individuals are waiting, with funds, to purchase these lands as soon as they can be sold.

In your letter to me in April last, you informed me that I should soon thereafter be furnished with a particular list of the lands to which the State would be entitled for the extension of that canal, but I have not, as yet, (though anxiously expected every mail,) received any such list.

I have heretofore written so often to you upon this subject, that nothing but a sincere conviction of its importance could have induced me to trouble you with it at this time; but this conviction compels me to urge again your attention to the selection of these lands. Upon reflection, you must be convinced of its importance, and I hope you will enable me to have these lands brought into market in time to prevent any obstruction to the successful prosecution of that important work.

With sincere respect, I am your obedient servant,

ROBERT LUCAS.

ELIJAH HAYWARD, Esq.,  
*Commissioner General Land Office.*

GENERAL LAND OFFICE, September 12, 1834.

SIR: Enclosed you have a certified abstract of the lands in your district which it is proposed to grant to the State of Ohio, under the provisions of the 1st section of the act of the 24th May, 1828, for the purpose of aiding in the construction of the canal from Dayton to the mouth of the Auglaize river.

This list excludes the alternate sections falling in the late Indian reservations, as those lands, by treaty stipulation, have to be sold to the highest bidder, and any excess over a stipulated sum per acre goes to constitute a fund for the benefit of the Indians. You are requested to compare this list with the maps and books of your office, and if found correct, you are to mark the tracts as being granted to the State, and forward the list, without delay, to the *Governor of the Sta'e.* If, however, you should discover any errors in this list, you will immediately advise me of it, and return the list in order that they may be corrected.

I am, &c.,

JOHN M. MOORE,  
*Acting Commissioner.*

The REGISTER of the Land Office,  
*Wapaukonetta, Ohio.*

GENERAL LAND OFFICE, September 12, 1834.

SIR: By reference to the enclosed copy of my letter of this date, to the register of the land office at Wapaukonetta, you will perceive that I have transmitted to him a list of the lands proposed to be granted to the State of Ohio, under the 1st section of the act of the 24th May, 1828, for the purpose of aiding in the construction of the canal from Dayton to the mouth of the Auglaize, with a view of having it compared with the maps and books of his office, and, if found correct, to be forwarded to you.

There are some points in relation to the subject of this grant to the State, which will not, however, affect the lands mentioned in the list, which will have to be decided after the return of the Commissioner to this city.

I am, &c.,

JOHN M. MOORE,  
*Acting Commissioner.*

His Excellency GOVERNOR LUCAS,  
*Columbus, Ohio.*

## PROCLAMATION.

In pursuance of the laws of the State of Ohio, I, Robert Lucas, Governor of said State, do hereby declare and make known, that the land granted to the State of Ohio by the acts of Congress of the United States, approved May 24, 1828, and 2d April, 1830, to aid said State in extending the Miami canal north of Dayton, heretofore selected and located in pursuance of the above recited acts of Congress, and the act of the General Assembly of this State, passed December 31, 1831, and more particularly known as the *alternate sections* granted the said State for the purpose aforesaid, *lying and being within five miles of the line of said canal*, will, agreeably to the provisions of the aforesaid acts, and also in pursuance of the mode prescribed in the act of said State of February 12, 1829, be offered at public sale by half-quarter sections—the sale to commence on the 22d day of October next, and remain open one week and no longer, under the directions and superintendence of the register and receiver of the Ohio canal lands at Piqua, in this State; and which will be sold to the highest bidder, subject to the several limitations and conditions contained in the above recited acts, or the amendments thereto, so far as applicable to the sale of said lands; and all such lands as may be offered for sale as aforesaid, and remain unsold for want of bidders, shall therefore be subject to private sale by entry at the land office aforesaid, in the manner prescribed by law.

Given under my hand and the great seal of the State of Ohio, at Colum-  
[L. s.] bus, this 3d day of September, A. D. 1834, and of this State the  
thirty-second.

ROBERT LUCAS.

By the Governor:

B. HINKINSON,  
*Secretary of State.*

EXECUTIVE OFFICE, OHIO,  
Columbus, September 12, 1834.

DEAR SIR: Herewith, annexed, I transmit one official copy of a proclamation issued on the 3d instant, offering for sale the alternate sections of land within five miles of the line of the Miami canal, granted by Congress to aid in extending that canal north of Dayton. This measure was indispensable to the progress of the work now under contract on the canal. The funds on hand have been exhausted; and if the lands are not sold, the work will have to be stopped, the contractors discharged, and the contracts abandoned, which would be of immense injury to the State.

By the repeal of the objectionable priviso to the State law last winter, all difficulties were removed; and your letter to me last April informed me that, after receiving the list from the register of the land office in this district, you would transmit to me a list of the particular sections granted to the State.

Colonel Van Horne informs me that, on the 30th of May last, he transmitted to you the list desired. He also informs me that you proposed, in your communication to him, to set apart to the State of Ohio the sections of even numbers within five miles of the line of the canal. These are the sections that will be offered for sale (*except No. 16, in lieu of which, the State will be entitled to other lands*) unless you should, previous to the 22d of October next, specially direct otherwise. You will confer a favor on the State by transmitting to this office, previous to the time of sale, a special list of the lands granted the State for the extension of the Miami canal, (as promised in your letter of April last;) or, if you have objections to the proceedings of the State in bringing these lands into market at this time, I would be glad you would communicate them to me.

If no objections are admitted by you, the sales of the even sections (or sales, say, of even numbers) within five miles of the line of the canal will take place at the time and place mentioned in the proclamation herewith transmitted.

I hope, sir, you will perceive the deep interest the State of Ohio has in the speedy sale of these lands; and that you will render all the assistance in your power to promote that interest.

With sincere respect, I am your obedient servant,

ROBERT LUCAS.

ELIJAH HAYWARD, Esq.,  
Commissioner General Land Office.

LAND OFFICE, CINCINNATI, September 15, 1834.

SIR: Agreeably to your request, I herewith transmit sundry documents connected with the canal locations heretofore made by the Governor of Ohio, under the act of Congress passed May 24, 1828, viz:

1st. An abstract of the "alternate sections" assigned to the State of Ohio, including the respective quantities, (as far as practicable,) and distinguishing the *sold* from the *unsold*, &c.

2d. An abstract of the *vacant* portions of the alternate sections reserved for the United States, within five miles of the canal line, and subject to sale at \$2 50 per acre.

3d. An abstract of the vacancies lying within five miles of the canal, as reserved from sale by the register, but not included in the alternate sections reported to this office by the Commissioner.

4th. A corrected abstract of all the Miami canal locations made in the Cincinnati district, by the State of Ohio, (as notified to you from this office, April 10, 1832,) a duplicate of which, with some inaccuracies, has heretofore been furnished to your department by the Governor.

5th. A map of the alternate sections, as indicated between Piqua and the forks of Loramie's creek, illustrating the foregoing abstracts, and showing all the *vacancies* in this district, lying within the prescribed limits.

It may be proper to add, that these abstracts have not been completed as speedily, or as perfectly, as desirable, owing to the want of certain returns connected with the town of Dayton, and to the irregular course of the canal line, and the omission of any actual *specification* of the alternate sections *reserved* to the *United States*. The doubtful tracts being inserted in *pencil* marks, however, they can be readily confirmed or erased, at your option.

You are probably aware that Governor Lucas has issued his proclamation, dated the 3d instant, announcing that the alternate sections, within five miles of the canal line, will be offered for sale at Wapaukonetta, during the week commencing the 22d October next. Such of these lands as continue the property of the Government will, of course, remain to be offered either at *public* or at *private* sale, at such period as you may think proper to appoint. In either case, it is presumed that a few weeks' public notice in one or more of the newspapers of this vicinity will be deemed expedient.

I am, very respectfully, sir, your obedient servant,

PEYTON S. SYMMES.

Hon. ELIJAH HAYWARD,

*Commissioner General Land Office, Washington.*

Abstract of the "alternate sections" within five miles of the line of the Miami canal, as located from Dayton to the forks of Loramie's creek, in the Cincinnati district, appropriated to the State of Ohio under the act of the 24th of May, 1828, showing the tracts, quantities, amount vacant, amount sold, names of purchasers, &c.

Tract.	Section.	Range	Quantity vacant.	Quantity sold.	Names of purchasers.	Residence.	Date of sale.
Fractional section	-	-	32	12	4 E.	Acres.	
Fractional section	-	-	34	12	4 E.	248.78	
On east side of fractional section	-	-	2	11	4 E.	3.50	
On west side of fractional section	-	-	2	11	4 E.	367.27	
Section	-	-	4	11	4 E.	635.44	
Section	-	-	8	11	4 E.	708.04	
Section	-	-	10	11	4 E.	706.37	
Section	-	-	12	11	4 E.	700.87	
Section	-	-	14	11	4 E.	509.80	
Section	-	-	16	11	4 E.	-	
Section	-	-	20	11	4 E.	636.56	
Section	-	-	22	11	4 E.	639.20	
N.W., S.W., S.E., & W. 1/4 of N.E. qrs.	-	-	24	11	4 E.	553.42	
East half of northeast quarter	-	-	24	11	4 E.	79.06	
Section	-	-	26	11	4 E.	-	
N.W., S., W., & S.E. quarters	-	-	28	11	4 E.	638.84	
Northeast quarter	-	-	36	11	4 E.	610.00	
Section	-	-	36	11	4 E.	481.32	
Fractional section	-	-	2	10	5 E.	-	
On east side of fractional section	-	-	4	10	5 E.	631.57	
On west side of fractional section	-	-	6	10	5 E.	468.09	
Section	-	-	6	10	5 E.	237.30	
Section	-	-	8	10	5 E.	629.92	
Section	-	-	10	10	5 E.	635.96	
Section	-	-	14	10	5 E.	644.56	
Section	-	-	16	10	5 E.	-	
Section	-	-	18	10	5 E.	591.04	
Section	-	-	20	10	5 E.	626.52	
Section	-	-	22	10	5 E.	636.32	
						-	
						19,570.69	1,586.41
						-	
						Carried to page 76	

## ABSTRACT—Continued.

Tract.	Section No.	Township No.	Range	Quantity vacant.	Acres.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northeast and northwest quarters	-	-	-	-	-	-	-	-	-	-
Southeast quarter	-	-	26	10	5 E.	-	157.29	Ohio canal location (per act of 24th May, 1828)	-	Nov. 15, 1828
East half of southwest quarter	-	-	26	10	5 E.	-	78.64	Montgomery county, Ohio	-	Mar. 17, 1832
West half of southwest quarter	-	-	26	10	5 E.	-	78.64	Montgomery county, Ohio	-	Dec. 2, 1831
Northeast quarter	-	-	28	10	5 E.	156. 0	-	-	-	-
Northwest quarter	-	-	28	10	5 E.	-	156.32	John Mann Cheevers	-	Dec. 24, 1831
Southeast quarter	-	-	28	10	5 E.	-	156.30	Dennis Forrest	-	May 1, 1818
West half of southwest quarter	-	-	28	10	5 E.	-	78.15	William A. Houston	-	Aug. 4, 1817
East half of southwest quarter	-	-	28	10	5 E.	-	78.15	James Riley Johnson	-	Nov. 7, 1831
East half of northeast quarter	-	-	30	10	5 E.	73.12	-	-	-	-
West half of northeast quarter	-	-	30	10	5 E.	-	73.12	Moses Hicks	-	Sept. 22, 1827
Northwest quarter	-	-	30	10	5 E.	-	146.63	John Orbison	-	June 18, 1814
Southeast quarter	-	-	30	10	5 E.	-	150.86	Michael Hubble	-	Oct. 15, 1816
Southwest quarter	-	-	30	10	5 E.	-	150.27	Ebenezer Hathaway	-	Feb. 5, 1811
Northeast quarter	-	-	32	10	5 E.	-	156.38	Conrad Pontchias	-	Mar. 7, 1815
Northwest quarter	-	-	32	10	5 E.	-	152.63	Conrad Pontchias	-	July 20, 1815
Southeast quarter	-	-	32	10	5 E.	-	152.30	Thomas Butt	-	Mar. 7, 1815
Southwest quarter	-	-	32	10	5 E.	-	148.64	Francis Ditto, alias Dido	-	Aug. 28, 1815
Northeast quarter	-	-	34	10	5 E.	-	158.98	Frederick Pontius	-	April 28, 1817
Northwest quarter	-	-	34	10	5 E.	-	158.98	Frederick Pontius	-	Oct. 13, 1831
Southeast quarter	-	-	34	10	5 E.	-	158.98	Amos Irvin	-	May 10, 1817
Southwest quarter	-	-	34	10	5 E.	-	158.98	Frederick Pontius	-	-
East half of northeast quarter	-	-	36	10	5 E.	-	77.92	Peter Irigh	-	Jan. 1, 1831
West half of northeast quarter	-	-	36	10	5 E.	-	77.92	William Cathcart	-	Oct. 22, 1831
Northwest quarter	-	-	36	10	5 E.	-	156.84	Jared Russell	-	Oct. 22, 1831
East half of southeast quarter	-	-	36	10	5 E.	-	77.92	Peter Irigh	-	Jan. 1, 1831
West half of southeast quarter	-	-	36	10	5 E.	-	77.92	Michael Wimer	-	Aug. 22, 1831
Southwest quarter	-	-	36	10	5 E.	-	155.84	John Patrick	-	Oct. 22, 1831
Northeast quarter	-	-	2	9	5 E.	-	158.36	John Goddard Ready	-	Mar. 6, 1832
East half of northwest quarter	-	-	2	9	5 E.	-	77.94	William Bodkin	-	Sept. 21, 1831
West half of northwest quarter	-	-	2	9	5 E.	-	77.94	James Akin	-	Feb. 24, 1832
Southeast quarter	-	-	2	9	5 E.	-	158.36	William Wells	-	Feb. 2, 1807
Southwest quarter	-	-	2	9	5 E.	-	155.86	Robert McClure	-	Nov. 10, 1806
										544.00
										3,801.04

## ABSTRACT—Continued.

Tract.	No. of sections.	Range.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northeast quarter	—	—	4	9	5 E.	159.10	Conrad Pontchius	March 7, 1815
Northwest quarter	—	—	4	9	5 E.	—	—	Jan. 10, 1817
Southeast quarter	—	—	4	9	5 E.	159.10	Azariah Pugh	Aug. 1, 1814
Southwest quarter	—	—	4	9	5 E.	160.90	William Houston	Oct. 26, 1817
Northeast quarter	—	—	6	9	5 E.	163.84	Henry Zimmer	—
Northwest quarter	—	—	6	9	5 E.	160.60	—	—
Southwest quarter	—	—	6	9	5 E.	160.00	—	—
West half of southeast quarter	—	—	6	9	5 E.	81.92	William Poage	Jan. 1, 1821
East half of southeast quarter	—	—	6	9	5 E.	—	William Flinn	April 13, 1816
East half of northeast quarter	—	—	8	9	5 E.	—	Wm. N. Flinn (late Wm. Flinn.)	Dec. 9, 1828
West half of northeast quarter	—	—	8	9	5 E.	—	—	—
West half of northwest quarter	—	—	8	9	5 E.	—	William Skillian, jr.	Nov. 12, 1817
East half of northwest quarter	—	—	8	9	5 E.	—	Henry Day	Sept. 29, 1829
Southeast quarter	—	—	8	9	5 E.	—	Robert Houston	Dec. 18, 1813
Southwest quarter	—	—	8	9	5 E.	320.00	John Houston	Dec. 18, 1813
S.E. $\frac{1}{4}$ , W. $\frac{1}{4}$ , N.E. $\frac{1}{4}$ , & W. $\frac{1}{4}$ S. W. qr.	—	—	10	9	5 E.	—	Snow Richardson: (part of his entry excluding W. $\frac{1}{4}$ N.W. $\frac{1}{4}$ sec. 11, t. 9, r. 5 E.)	June 4, 1831
East half of northeast quarter	—	—	10	9	5 E.	—	—	—
Northwest quarter	—	—	10	9	5 E.	—	Andrew Friend	Shelby county, Ohio
East half of southwest quarter	—	—	10	9	5 E.	160.00	Azariah Julian	Miami county, Ohio
Northeast quarter	—	—	12	9	5 E.	—	—	—
Northwest quarter	—	—	12	9	5 E.	—	John Stoner	—
Southeast quarter	—	—	12	9	5 E.	—	David Hendershot	April 5, 1817
Southwest quarter	—	—	12	9	5 E.	—	Abraham Stoner	Aug. 24, 1814
Northeast quarter	—	—	14	9	5 E.	—	Christian Loffier	April 5, 1817
Northwest quarter	—	—	14	9	5 E.	—	William Mellinger	April 19, 1819
East half of southeast quarter	—	—	14	9	5 E.	—	Elias Rossel	Feb. 7, 1832
West half of southeast quarter	—	—	14	9	5 E.	—	Ohio canal location (per act of 24th May, 1828)	May 10, 1819
Southwest quarter	—	—	14	9	5 E.	—	Robert Patterson	Nov. 15, 1828
Section	—	—	16	9	5 E.	—	610.00 School section.	May 9, 1818
N.E. $\frac{1}{4}$ , E. $\frac{1}{4}$ , N.W. $\frac{1}{4}$ , & W. $\frac{1}{4}$ S. W. qr.	22	—	9	5 E.	—	320.00 Ohio canal location (per act of 24th May, 1828)	Nov. 15, 1828	
						—	—	—
						1,041.62	3,767.46	—
						Carried to page 76		

## ABSTRACT—Continued.

Tract.	No. of sections.	Township.	Roads &c.	Acres.	Quantity vacant.	Quantity sold.	Names of purchasers.	Residence.	Date of sale.
West half of northwest quarter	22	9	5 E.	80.00	Susan Higgins	-	Miami county, Ohio	Mar. 15, 1827	
East half of southeast quarter	22	9	5 E.	80.00	Richard Jeffords	-	Miami county, Ohio	Aug. 9, 1828	
West half of southwest quarter	22	9	5 E.	80.00	Joseph Blackwood	-	Miami county, Ohio	Nov. 24, 1825	
East half of southwest quarter	22	9	5 E.	80.00	Alexander Morrow	-	Shelby county, Ohio	Mar. 17, 1827	
Northeast quarter	24	9	5 E.	160.00	James Johnston	-	-	April 23, 1813	
Northwest quarter	24	9	5 E.	160.00	John Stuart	-	-	Dec. 25, 1816	
Southeast quarter	24	9	5 E.	160.00	Adam McClinick	-	-	Sept. 20, 1814	
Southwest quarter	24	9	5 E.	160.00	James Jackson	-	-	June 25, 1814	
Northeast quarter	26	9	5 E.	160.00	Thomas Plummer	-	-	Aug. 2, 1814	
West half of northwest quarter	26	9	5 E.	80.00	William Morrow	-	-	June 9, 1817	
Southwest quarter	26	9	5 E.	160.00	Alexander Ewing	-	-	Oct. 30, 1815	
Northeast quarter	28	9	5 E.	160.00	John Peck	-	-	Oct. 29, 1811	
West half of northwest quarter	28	9	5 E.	160.00	William Anderson	-	-	Oct. 2, 1817	
Southeast quarter	28	9	5 E.	160.00	John Clark	-	-	June 20, 1818	
Northwest quarter	28	9	5 E.	80.00	James McCane	-	-	June 20, 1817	
East half of southeast quarter	28	9	5 E.	80.00	James McCane	-	-	June 20, 1817	
Southwest quarter	28	9	5 E.	160.00	Ohio canal location (per act of 24th May, 1828)	-	-	Sept. 20, 1821	
Northeast quarter	34	9	5 E.	160.00	Alexander Russell	-	-	Nov. 15, 1828	
Southwest quarter	34	9	5 E.	160.00	John Patterson	-	-	Dec. 30, 1811	
Northeast quarter	34	9	5 E.	160.00	John McClinick	-	-	July 18, 1817	
Southwest quarter	34	9	5 E.	160.00	George W. Weight	-	-	July 28, 1814	
Northeast quarter	36	9	5 E.	160.00	Thomas Hurley	-	-	Aug. 22, 1816	
Northwest quarter	36	9	5 E.	160.00	Alexander Ewing	-	-	April 5, 1813	
Southeast quarter	36	9	5 E.	160.00	William Wells	-	-	Oct. 30, 1815	
Southwest quarter	36	9	5 E.	160.00	John Widney	-	-	Mar. 23, 1808	
Northeast quarter	2	8	5 E.	162.60	John Johnson	-	-	May 30, 1810	
Northwest quarter	2	8	5 E.	162.60	John Mangin	-	-	June 6, 1808	
Southeast quarter	2	8	5 E.	162.60	Robert Leavell	-	-	Aug. 19, 1811	
Southwest quarter	2	8	5 E.	162.60	Joseph McIntire	-	-	Sept. 4, 1807	
				80.00		-	-	April 23, 1813	

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## ABSTRACT—Continued.

Tract.	No. of section.	Town-ship.	Range.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
East half of northeast quarter	4	4	5 E.	5 E.	80.28	John & Alex. Douglass	Miami county, Ohio	Sept. 20, 1830	
West half of northeast quarter	4	4	5 E.	5 E.	80.28	Samuel Linn	Butler county, Ohio	Dec. 15, 1831	
East half of northwest quarter	4	4	5 E.	5 E.	80.28	Joseph Neiper	Miami county, Ohio	March 5, 1821	
West half of northwest quarter	4	4	5 E.	5 E.	80.28	Fielding Latterell	Miami county, Ohio	Nov. 25, 1822	
East half of southeast quarter	4	4	5 E.	5 E.	80.27	Ohio canal location (per act of 24th May, 1828)	Miami county, Ohio	Nov. 15, 1828	
West half of southeast quarter	4	4	5 E.	5 E.	80.27	William L. Bouldon	Miami county, Ohio	Dec. 6, 1817	
East half of southwest quarter	4	4	5 E.	5 E.	80.28	Benjamin Kindell	Miami county, Ohio	March 1, 1821	
West half of southwest quarter	4	4	5 E.	5 E.	80.28	Ohio canal location (per act of 24th May, 1828)	Miami county, Ohio	Nov. 15, 1828	
Northeast quarter	—	—	—	—	80.28	Hugh Scott	Ohio canal	March 5, 1816	
Northwest quarter	—	—	—	—	154.58	Rice B. Lawrence	John Chattam	July 29, 1815	
East half of southeast quarter	—	—	—	—	154.58	John Chattam	Francis McFarnahan	Aug. 3, 1818	
West half of southeast quarter	—	—	—	—	77.30	—	Miami county, Ohio	Dec. 19, 1821	
Southwest quarter	—	—	—	—	154.58	John Keyt	—	June 9, 1817	
Northeast quarter	—	—	—	—	158.40	Henry Obison	—	May 13, 1807	
Northwest quarter	—	—	—	—	158.40	George Moffet	—	Aug. 25, 1806	
Southeast quarter	—	—	—	—	158.40	Charles Hillier	—	April 20, 1807	
Southwest quarter	—	—	—	—	158.40	George Maffet	—	Aug. 25, 1806	
Northeast quarter	—	—	—	—	163.12	William Johnston	—	Jan. 28, 1817	
Northwest quarter	—	—	—	—	163.12	Hugh Linn	—	Nov. 25, 1817	
Southeast quarter	—	—	—	—	163.12	Alexander Ewing	—	Oct. 30, 1815	
West half of southwest quarter	—	—	—	—	81.56	John Morrow	—	Dec. 8, 1818	
East half of southwest quarter	—	—	—	—	81.56	Samuel McLean	—	July 5, 1831	
Section	—	—	—	—	624.16	School section.	—	—	
Northeast quarter	—	—	—	—	158.82	Nathaniel Stout Smith	Hamilton county, Ohio	Aug. 9, 1831	
East half of northwest quarter	—	—	—	—	79.44	Elisha Pierce McLean	Hamilton county, Ohio	Sept. 15, 1831	
West half of northwest quarter	—	—	—	—	79.44	Caleb Worley	Miami county, Ohio	April 14, 1831	
Southeast quarter	—	—	—	—	158.82	Nathaniel Stout Smith	Hamilton county, Ohio	Aug. 9, 1831	
Southwest quarter	—	—	—	—	158.82	John Levell	—	Nov. 29, 1806	
Northeast quarter	—	—	—	—	160.29	—	—	Dec. 18, 1813	
East half of northwest quarter	—	—	—	—	160.29	Armstrong Brandon	—	Oct. 8, 1806	
West half of northwest quarter	—	—	—	—	160.29	Samuel Trotter	—	Feb. 6, 1818	
Southeast quarter	—	—	—	—	160.29	Abel Brandon	—	—	
Southwest quarter	—	—	—	—	—	—	—	—	
									4,447.20

Tract.	No. of sections.	Township.	RANGE.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
East half of northeast quarter	26	8	5 E.	-	81.32	Henry T. Snook	-	Hamilton county, Ohio	Mar. 29, 1831
West half of northeast quarter	26	8	5 E.	-	81.32	Henry T. Snook	-	Hamilton county, Ohio	Mar. 29, 1831
East half of northwest quarter	26	8	5 E.	-	81.32	Joshua Boucher	-	Miami county, Ohio	June 28, 1831
West half of northwest quarter	26	8	5 E.	-	81.32	Samuel Brown Morgan	-	Miami county, Ohio	Nov. 22, 1831
East half of southeast quarter	26	8	5 E.	-	81.32	John McCracken	-	Miami county, Ohio	July 5, 1831
West half of southeast quarter	26	8	5 E.	-	81.32	R. Armstrong & S. Hanna	-	Miami county, Ohio	Aug. 3, 1818
Southwest quarter	26	8	5 E.	-	162.62	Harvey Vaneman	-	Miami county, Ohio	June 1, 1831
Northeast quarter	-	-	-	-	161.86	John Holopater	-	Miami county, Ohio	June 9, 1831
Northwest quarter	-	-	-	-	161.86	Ohio canal location (per act of 24th May, 1828)	-	Hamilton county, Ohio	Nov. 15, 1828
Southeast quarter	-	-	-	-	161.86	Charles Billingsley	-	Butler county, Ohio	Oct. 24, 1831
Southwest quarter	-	-	-	-	161.86	Ohio canal location (per act of 24th May, 1828)	-	Hamilton county, Ohio	Nov. 15, 1828
Northeast and northwest quarters	34	8	5 E.	-	323.20	Jacob Shallenberger	-	Miami county, Ohio	July 5, 1831
Southeast quarter	-	-	-	-	161.60	Thomas Titus	-	Hamilton county, Ohio	Aug. 9, 1831
Southwest quarter	-	-	-	-	161.60	Jacob Drake	-	Hamilton county, Ohio	Aug. 9, 1831
Northeast quarter	36	8	5 E.	-	156.95	Richard Morrow	-	Hamilton county, Ohio	Sept. 27, 1815
Northwest quarter	-	-	-	-	156.95	Aza French	-	Hamilton county, Ohio	Oct. 3, 1815
Southeast quarter	-	-	-	-	156.95	Susannah Vanniman	-	Hamilton county, Ohio	Nov. 4, 1814
Southwest quarter	-	-	-	-	156.95	James Vanniman	-	Hamilton county, Ohio	Nov. 12, 1806
Northeast quarter	-	-	-	-	158.60	Jonathan Whitaker, jr.	-	Warren county, Ohio	June 13, 1831
East half of northwest quarter	2	2	5 E.	-	78.92	Joshua Van Horne	-	Hamilton county, Ohio	July 8, 1831
West half of northwest quarter	2	2	5 E.	-	78.92	William Griffin	-	Warren county, Ohio	Nov. 8, 1831
East half of southeast quarter	2	2	5 E.	-	79.32	William Heaton	-	Warren county, Ohio	April 4, 1831
West half of southeast quarter	2	2	5 E.	-	79.32	{ Jonathan Drake	-	Miami county, Ohio	Jan. 27, 1832
East half of southwest quarter	2	2	5 E.	-	78.92	{ Jonathan Drake	-	Miami county, Ohio	Jan. 14, 1832
West half of southwest quarter	-	-	-	-	78.92	Thomas Jay McCorkle	-	Miami county, Ohio	Dec. 19, 1831
Northeast quarter	-	-	-	-	159.48	John Murray	-	Miami county, Ohio	Nov. 15, 1828
Northwest quarter	-	-	-	-	158.54	Ohio canal location (per act of 24th May, 1828)	-	Miami county, Ohio	Feb. 13, 1832
East half of southeast quarter	-	-	-	-	79.76	David Murray	-	Warren county, Ohio	Mar. 13, 1832
West half of southeast quarter	-	-	-	-	79.76	{ William Griffin	-	Miami county, Ohio	Sept. 29, 1830
East half of southwest quarter	4	4	5 E.	-	79.28	{ Joseph Rench	-	Miami county, Ohio	-
West half of southwest quarter	4	4	5 E.	-	79.28	-	-	-	3,841.20

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## ABSTRACT—Continued.

Tract.	No. of sections.	Topog. shp.	Range, &c.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.	
Northeast quarter	-	-	10	5 E.	160.00	William Jay	-	Miami county, Ohio	Oct. 17, 1831	
East half of northwest quarter	-	-	10	5 E.	80.00	William Kindle	-	Warren county, Ohio	Mar. 17, 1832	
West half of northwest quarter	-	-	10	5 E.	80.00	Catharine Murray	-	Miami county, Ohio	Feb. 13, 1832	
Southeast quarter	-	-	10	5 E.	160.00	Samuel Pearson	-	Miami county, Ohio	Oct. 17, 1831	
Northeast quarter	-	-	10	5 E.	160.00	Robert Pearson	-	Miami county, Ohio	Sept. 29, 1831	
East half of southeast quarter	-	-	10	5 E.	160.00	Samuel Martin	-	Miami county, Ohio	Sept. 29, 1831	
West half of southeast quarter	-	-	10	5 E.	160.00	Joseph Sype	-	Warren county, Ohio	April 4, 1831	
Northwest quarter	-	-	12	5 E.	80.00	Thomas Barbour	-	Miami county, Ohio	Aug. 17, 1831	
East half of southwest quarter	-	-	12	5 E.	80.00	Michael Knife	-	Miami county, Ohio	Jan. 16, 1832	
West half of southwest quarter	-	-	12	5 E.	80.00	Joseph Hall	-	Miami county, Ohio	Aug. 13, 1831	
East half of southwest quarter	-	-	12	5 E.	80.00	Micajah Fairfield	-	-	April 14, 1818	
West half of southwest quarter	-	-	12	5 E.	80.00	James Bevis	-	Hamilton county, Ohio	Nov. 29, 1831	
Northeast quarter	-	-	14	5 E.	160.00	Martin Bevis	-	Hamilton county, Ohio	Nov. 29, 1831	
East half of southeast quarter	-	-	14	5 E.	160.00	David Miles	-	Miami county, Ohio	Oct. 21, 1831	
West half of southeast quarter	-	-	14	5 E.	80.00	Jesse Bevis, jr.	-	Hamilton county, Ohio	Nov. 29, 1831	
East half of southwest quarter	-	-	14	5 E.	80.00	William Jay	-	Miami county, Ohio	Oct. 17, 1831	
West half of southwest quarter	-	-	14	5 E.	80.00	M. Pearson, (of Benjamin)	-	Miami county, Ohio	May 18, 1831	
Northeast quarter	-	-	22	7	160.00	William Furnas, Jr.	-	Miami county, Ohio	May 9, 1831	
East half of southeast quarter	-	-	22	7	160.00	Walter D. Jay	-	Miami county, Ohio	May 21, 1831	
West half of southeast quarter	-	-	22	7	80.00	John Mills	-	Miami county, Ohio	Sept. 4, 1829	
East half of southwest quarter	-	-	22	7	80.00	Samuel Mills	-	Miami county, Ohio	April 21, 1831	
West half of southwest quarter	-	-	22	7	80.00	Alexander Mills	-	Miami county, Ohio	Jan. 8, 1829	
Northeast quarter	-	-	22	7	80.00	William Furnas	-	Miami county, Ohio	Aug. 17, 1829	
Northwest quarter	-	-	22	7	160.00	Christian Kring	-	Miami county, Ohio	June 14, 1819	
East half of southeast quarter	-	-	22	7	80.00	Jesse H. Murdick	-	Miami county, Ohio	Feb. 25, 1824	
West half of southeast quarter	-	-	22	7	80.00	William Miles	-	Miami county, Ohio	Oct. 21, 1831	
East half of southwest quarter	-	-	22	7	320.00	Joseph Emmett	-	Miami county, Ohio	Oct. 8, 1817	
West half of southwest quarter	-	-	22	7	160.00	James Yonart	-	Miami county, Ohio	April 8, 1829	
Northeast quarter	-	-	24	7	5 E.	80.00	James E. Bailey	-	Miami county, Ohio	Aug. 17, 1831
East half of northwest quarter	-	-	24	7	5 E.	160.00	Benjamin Pearson	-	Miami county, Ohio	May 9, 1831
West half of northwest quarter	-	-	24	7	5 E.	160.00	Peter Karns	-	Miami county, Ohio	Jan. 15, 1818
Southeast quarter	-	-	24	7	5 E.	80.00	James Welsh	-	Montgomery county, Ohio	Aug. 22, 1831
East half of southwest quarter	-	-	26	7	5 E.	80.00	Samuel T. Harker	-	Miami county, Ohio	Aug. 22, 1829
West half of southwest quarter	-	-	26	7	5 E.	80.00	-	-	-	
						3840.00				

## ABSTRACT—Continued.

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Tract.	No. of sections.	Township.	Range.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northeast quarter	-	-	36	5 E.	160.00	Samuel Kyle	-	-	April 4, 1807
Northwest quarter	-	-	36	5 E.	160.00	Solomon Burkett	-	-	June 30, 1831
Southeast quarter	-	-	36	5 E.	160.00	Samuel Kyle	-	-	April 4, 1807
East half of southwest quarter	-	-	36	5 E.	80.00	Giles Jackson	-	-	Sept. 9, 1822
West half of southwest quarter	-	-	36	5 E.	80.00	Ohio canal location, (per act of May 24, 1828)	-	-	Nov. 15, 1828
East half of northeast quarter	-	-	36	5 E.	79.16	Solomon Burkett	-	-	Sept. 20, 1831
West half of northeast quarter	-	-	36	5 E.	79.16	Robert Pearson	-	-	June 30, 1831
East half of northwest quarter	-	-	2	6	5 E.	Mary Dunklin	-	-	April 8, 1829
West half of northwest quarter	-	-	2	6	5 E.	Isaac Embree, Jr.	-	-	Feb. 4, 1829
East half of northeast quarter	-	-	2	6	5 E.	Isaac Dunklin	-	-	Dec. 4, 1828
West half of northeast quarter	-	-	2	6	5 E.	David Sawyers	-	-	Aug. 22, 1831
East half of southwest quarter	-	-	2	6	5 E.	James Welsh	-	-	Aug. 22, 1831
West half of southwest quarter	-	-	2	6	5 E.	Jesse Dunklin	-	-	Jan. 17, 1818
East half of northwest quarter	-	-	12	6	5 E.	John B. Kessler	-	-	Nov. 12, 1824
West half of northwest quarter	-	-	12	6	5 E.	Henry Farmell	-	-	June 25, 1817
East half of northeast quarter	-	-	12	6	5 E.	John B. Kessler	-	-	May 23, 1827
West half of northeast quarter	-	-	12	6	5 E.	John B. Kessler	-	-	Jan. 24, 1831
Southeast quarter	-	-	12	6	5 E.	John Bowman Kessler	-	-	Nov. 1, 1831
Southwest quarter	-	-	12	6	5 E.	John Kessler	-	-	Dec. 30, 1816
						-			
									1,923.74

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## ABSTRACT—Continued.

Tract.	No. of section.	Range.	Town-ship.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northeast quarter	-	32	8	6 E.	6 E.	158.54	Samuel Marshall	-	Sept. 23, 1813
Northwest quarter	-	32	8	6 E.	-	158.54	John Steenbarger	-	Feb. 6, 1813
Southwest quarter	-	32	8	6 E.	-	158.54	John Johnston	-	Mar. 18, 1815
Northwest quarter	-	32	8	6 E.	-	158.54	Francis Johnston	-	July 5, 1813
Northeast quarter	-	4	7	6 E.	7	159.64	Henry Lavelley	-	Feb. 6, 1819
East half of northwest quarter	-	4	7	6 E.	7	79.80	Ohio canal location, (per act of May, 24, 1828)	-	Nov. 15, 1828
West half of northwest quarter	-	4	7	6 E.	7	79.80	James White	Shelby county, Ohio	Oct. 23, 1828
Southeast quarter	-	4	7	6 E.	7	159.64	Christopher Boyer	Montgomery county, Ohio	Mar. 3, 1830
Southwest quarter	-	4	7	6 E.	7	159.64	Henry Lavelley	-	Feb. 6, 1819
Northeast quarter	-	6	7	6 E.	7	159.62	Samuel Marshall	-	Jan. 13, 1808
Northwest quarter	-	6	7	6 E.	7	159.62	Abraham Devonport	-	Oct. 9, 1816
Southeast quarter	-	6	7	6 E.	7	159.62	John Widney	-	May 30, 1810
Southwest quarter	-	6	7	6 E.	7	159.62	John Nesbit	-	Sept. 12, 1818
Northeast quarter	-	8	7	6 E.	7	151.42	Hezekiah Hubbard	-	Oct. 28, 1816
Northwest quarter	-	8	7	6 E.	7	151.42	Gideon Wright	-	Jan. 22, 1829
Southeast quarter	-	8	7	6 E.	7	151.42	Levi Young	-	May 10, 1830
Southwest quarter	-	8	7	6 E.	7	151.42	Samuel Stewart	-	Oct. 28, 1816
Northeast quarter	-	10	7	6 E.	7	157.25	Rufus Carey	-	Dec. 10, 1810
Northwest quarter	-	10	7	6 E.	7	73.60	John McCloy	-	Mar. 29, 1825
Southeast quarter	-	10	7	6 E.	7	78.60	Ohio canal location, (per act of May 24, 1828)	-	Nov. 15, 1828
Southwest quarter	-	10	7	6 E.	7	157.25	Isaac Swearingen	-	Jan. 11, 1808
Section	-	10	7	6 E.	7	157.25	William Stewart	-	Dec. 14, 1809
Northeast quarter	-	16	7	6 E.	7	64.48	School section.	-	-
Northwest quarter	-	18	7	6 E.	7	161.80	James Logan	-	Jan. 20, 1807
Southeast quarter	-	18	7	6 E.	7	161.80	Garret Vannemnon	-	Dec. 1, 1806
Southwest quarter	-	18	7	6 E.	7	161.80	Robert McChre-	-	Nov. 18, 1806
Northeast quarter	-	20	7	6 E.	7	161.80	John Marshall	-	Dec. 28, 1813
Northwest quarter	-	20	7	6 E.	7	150.13	Ohio canal location, (per act of May 24, 1828)	-	Nov. 15, 1828
Southeast quarter	-	20	7	6 E.	7	150.14	Shadrack Cole	-	Dec. 2, 1816
Southwest quarter	-	20	7	6 E.	7	150.13	Ohio canal location, (per act of May 24, 1828)	-	Nov. 15, 1828
						150.13	James Buchanan	-	Dec. 24, 1813
									5,038.00

ABSTRACT—Continued.

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Tract.	Section No.	Township	Range	Quantity vacant.	Acres.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Fractional section	-	-	22	7	6 E.	-	59.46	John N. C. Schenck	Warren county, Ohio	Jan. 21, 1830 Entered in connection with other tracts.
Fractional section	-	-	23	7	6 E.	-	310.37	J. Brownson & A. Edward	Indiana Territory	Dec. 29, 1806
Northeast quarter	-	-	30	7	6 E.	-	161.00	John Millinger	-	Dec. 11, 1806
Northwest quarter	-	-	30	7	6 E.	-	161.00	James Johnson	-	Feb. 3, 1812
Southeast quarter	-	-	30	7	6 E.	-	161.00	Joseph Millinger	-	Oct. 23, 1806
Southwest quarter	-	-	30	7	6 E.	-	161.00	William Robertson	-	May 25, 1815
Fractional section	-	-	32	7	6 E.	-	464.10	William Wells	-	April 8, 1805 Entered in connection with other tracts.
Fractional section	-	-	-	6	6 E.	-	222.41	Edward Newcomb	-	Sept. 6, 1804
Fractional section	-	-	-	18	6 E.	-	636.40	Matthew Caldwell	-	Dec. 3, 1805
Northeast quarter	-	-	30	6	6 E.	-	163.12	Matthew Caldwell	-	Oct. 26, 1804
Northwest quarter	-	-	30	6	6 E.	-	163.12	William Wells	-	Dec. 27, 1805
Southeast quarter	-	-	30	6	6 E.	-	169.36	Christian Stettler, jr.	-	Oct. 15, 1804
Southwest quarter	-	-	30	6	6 E.	-	169.36	James McFadden	-	Dec. 11, 1811
Fractional section	-	-	32	6	6 E.	-	360.40	Joseph Bedle	-	Mar. 15, 1805
Fractional section	-	-	-	6	6 E.	-	577.36	Samuel Martin	-	Sept. 30, 1805
Section	-	-	-	8	5	6 E.	640.96	W. Barbee & R. Marshall	-	Dec. 29, 1803 Entered in connection with other land.
Fractional section	-	-	-	16	5	6 E.	-	255.21	W. Barbee & R. Marshall	-
Northeast quarter	-	-	-	18	5	6 E.	-	159.24	Samuel C. Vance	Dearborn county, Indiana
Northwest quarter	-	-	-	18	5	6 E.	-	159.24	Ohio canal location, (per act of May 24, 1828)	-
Southeast quarter	-	-	-	18	5	6 E.	-	159.24	Samuel C. Vance	Dearborn county, Indiana
Southwest quarter	-	-	-	18	5	6 E.	-	159.24	Dyer Burgess	-

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## ABSTRACT—Continued.

Tract.	Section No. of acres.	Range line.	Quantity vacant.	Quantity sold.	Acres.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northeast quarter	20	5	6 E	—	165.34	Aaron Tullis	—	—	Nov. 20, 1804
Northwest quarter	20	5	6 E	—	165.34	A. Grimes and J. Pearce	—	—	July 22, 1816
Southeast quarter	20	5	6 E	—	165.34	Timothy Sewell	—	—	Mar. 4, 1806
Southwest quarter	20	5	6 E	—	165.34	Jesse Newport	—	—	July 11, 1807
Northeast quarter	28	5	6 E	—	161.44	W. Barbee, J. McCullough, and Alexander McCullough	—	—	Sept. 4, 1805
Northwest quarter	25	5	6 E	—	161.44	James Thompson	—	—	April 14, 1813
Southeast quarter	23	5	6 E	—	161.44	William Oliver	—	—	Mar. 23, 1807
Southwest quarter	28	5	6 E	—	161.44	Joseph Layton	—	—	Sept. 10, 1805
Northeast quarter	30	5	6 E	—	161.50	Moses Frazer and H. Kern	—	—	April 15, 1812
Northwest quarter	30	5	6 E	—	161.50	J. Brown and J. McKnight	—	—	Oct. 12, 1816
Southeast quarter	30	5	6 E	—	161.50	Benjamin Wharton	—	—	Feb. 9, 1807
Southwest quarter	30	5	6 E	—	161.50	John Crawford	—	—	Sept. 10, 1807
Northeast quarter	32	5	6 E	—	161.50	James Marshall	—	—	May 2, 1806
Northwest quarter	32	5	6 E	—	161.50	John Todd	—	—	Oct. 11, 1806
Southeast quarter	32	5	6 E	—	161.50	C. Westfall and S. Simpson	—	—	Dec. 11, 1811
Southwest quarter	32	5	6 E	—	161.50	Peter Karan	—	—	Sept. 12, 1808
Fractional section	34	5	6 E	—	144.37	John Orbison	—	—	Aug. 13, 1805
East half	4	4	6 E	—	327.36	James Youert	—	—	April 5, 1805
Northwest quarter	4	4	6 E	—	163.68	John Peck	—	—	Aug. 13, 1811
Southeast quarter	4	4	6 E	—	163.68	David Jenkins	—	—	Aug. 8, 1806
Southwest quarter	6	4	6 E	—	161.48	John L. Hormill	—	—	April 16, 1817
Northwest quarter	6	4	6 E	—	161.48	Peter Karan	—	—	Sept. 13, 1808
Southeast quarter	6	4	6 E	—	161.48	Rice Swailles	—	—	Mar. 28, 1807
East half of southwest quarter	6	4	6 E	—	80.76	George Kerr	—	—	Dec. 8, 1829
West half of southwest quarter	6	4	6 E	—	80.76	Cornelius Miller	—	—	Feb. 15, 1831
Northeast quarter	8	4	6 E	—	162.75	Hance Murdock	—	—	Aug. 21, 1805
Northwest quarter	8	4	6 E	—	162.75	Joseph Case	—	—	Feb. 8, 1806
South half	8	4	6 E	—	325.50	John Crichfield	—	—	Aug. 24, 1805
Fractional section	10	4	6 E	—	572.12	Jesse Jenkins	—	—	Aug. 5, 1805
Fractional section	14	4	6 E	—	358.42	George Gillespie (centered in connexion with other land)	—	—	Sept. 24, 1804
Section	16	4	6 E	—	624.20	School section.	—	—	Aug. 29, 1827
East half of northeast quarter	18	4	6 E	—	81.08	Enoch Pearson	—	—	Nov. 11, 1828
West half of northeast quarter	18	4	6 E	—	81.08	Robert Pearson	—	—	—
					6719.07				

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ABSTRACT—Continued.

## ABSTRACT—Continued.

Tract.	No. of sections.	Quantity vacant.	Acres.	Names of purchasers.	Residence.	Date of sale.
5 <sup>o</sup>						
East half of northwest quarter	18	4	6 E.	Robert Pearson	Miami county, Ohio	Jan. 16, 1829
West half of northwest quarter	18	4	6 E.	Samuel Jay	Miami county, Ohio	July 10, 1818
East half of southeast quarter	18	4	6 E.	Jacob Burkett	Miami county, Ohio	Aug. 8, 1827
West half of southeast quarter	18	4	6 E.	Eli Hollingsworth	Miami county, Ohio	Jan. 21, 1828
Southwest quarter	18	4	6 E.	James Jay	—	April 21, 1818
Northeast quarter	20	4	6 E.	Thomas Wilkinson Funes	—	Aug. 5, 1805
Northwest quarter	20	4	6 E.	John Pearson	—	Mar. 10, 1806
Southeast quarter	20	4	6 E.	John Pearson	—	Aug. 8, 1806
Southwest quarter	20	4	6 E.	Rosanna Russell	—	Aug. 8, 1806
Northeast quarter	22	4	6 E.	George Favoritz	—	Oct. 3, 1816
Northwest quarter	22	4	6 E.	Samuel Pearson	—	Oct. 10, 1816
Southeast quarter	22	4	6 E.	Joseph Jones	—	Aug. 21, 1813
Southwest quarter	22	4	6 E.	William Gillespie	—	Oct. 24, 1816
Fractional section	24	4	6 E.	Samuel Freeman (entered in connexion with other lands)	—	Sept. 6, 1804
Section	26	4	6 E.	400.72	Joseph Layton	Jan. 7, 1807
Northeast quarter	28	4	6 E.	638.55	—	Mar. 31, 1814
Northwest quarter	28	4	6 E.	160.16	Jacob Crull	Dec. 5, 1805
Southwest quarter	28	4	6 E.	160.16	Thomas Martindale	May 18, 1814
Fractional section	30	4	6 E.	160.16	Jacob Fare	Jan. 27, 1806
Section	30	4	6 E.	159.25	Jonas Pearson	Nov. 11, 1808
Northeast quarter	30	4	6 E.	159.25	Cornelius Voorhis	June 3, 1813
Northwest quarter	30	4	6 E.	159.25	Benjamin Pearson	Dec. 18, 1806
Southwest quarter	30	4	6 E.	159.25	Thomas Jay	Dec. 31, 1816
Northwest quarter	32	4	6 E.	159.25	Samuel Jay	June 26, 1809
Southwest quarter	32	4	6 E.	160.82	Jacob Bleckenstoffer	June 7, 1817
Northeast quarter	32	4	6 E.	160.82	Moses Koppock	Sept. 6, 1817
Northwest quarter	32	4	6 E.	160.82	George Fentress	Aug. 9, 1805
Southwest quarter	34	4	6 E.	160.82	Thomas Macey	Aug. 7, 1804
Section	36	4	6 E.	638.72	John Freeman	Aug. 17, 1806
Fractional section	2	3	6 E.	246.00	Samuel Freeman	Aug. 17, 1806
Northeast quarter	4	3	6 E.	590.00	Joseph Evans (entered in connexion with other lands)	Dec. 2, 1817
Northwest quarter	4	3	6 E.	160.28	Samuel Martindale	Dec. 20, 1816
Southeast quarter	4	3	6 E.	160.28	T. Skinner & S. Jones	Nov. 18, 1811
					Edward Gallaher	
						6,695.24

## ABSTRACT—Continued.

Tract.	Range.	Section.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
East half of southwest quarter	4	3	6 E.	6 E.	80.12	Samuel Martindale	Montgomery county, Ohio	Sept. 15, 1828
West half of southwest quarter	4	3	6 E.	6 E.	80.12	John Tenney	Clarke county, Ohio	April 8, 1829
Northeast quarter	6	3	6 E.	6 E.	160.22	John Prill	-	Aug. 21, 1816
Northwest quarter	-	-	6 E.	-	160.22	Jacob Harkrader	-	June 30, 1812
Southeast quarter	-	-	6 E.	3	160.22	John Yount	-	April 22, 1815
Southwest quarter	-	-	6 E.	3	160.22	Sylvanus Hall	-	Nov. 29, 1817
East half of northeast quarter	-	-	6 E.	3	77.60	James Anderson, Jr.	Montgomery county, Ohio	Mar. 20, 1828
West half of northeast quarter	8	3	6 E.	3	77.60	William Anderson	Montgomery county, Ohio	Mar. 20, 1828
Northwest quarter	8	3	6 E.	3	155.00	Andrew Critzer	-	Jan. 29, 1816
East half of southeast quarter	8	3	6 E.	3	75.84	John Taylor	Montgomery county, Ohio	Sept. 22, 1827
West half of southeast quarter	8	3	6 E.	3	75.84	William Anderson	Montgomery county, Ohio	Sept. 22, 1827
Southwest quarter	-	8	3	6 E.	151.50	Jacob Stephens	-	Dec. 9, 1815
Northeast quarter	-	10	3	6 E.	158.50	Samuel Dunivoody	-	Jan. 6, 1806
Southwest quarter	-	10	3	6 E.	158.50	D. K. Estie & Elijah Pearson	Cincinnati, Ohio	Feb. 22, 1817
Southwest quarter	-	10	3	6 E.	158.50	Samuel Compton	-	Aug. 16, 1806
Northwest quarter	-	10	3	6 E.	158.50	Mary Johnson	-	Nov. 30, 1814
Fractional section	-	14	3	6 E.	631.00	Wm. Cumpion & Richard Sunderland (entered in connection with other lands.)	Sunderland (entered in connection with other lands.)	Aug. 6, 1805
Section	-	16	3	6 E.	642.51	School section.	-	-
Northeast quarter	-	18	3	6 E.	159.72	Joseph Staley	-	Jan. 12, 1813
Northwest quarter	-	18	3	6 E.	159.72	Anthony Coble	-	Aug. 7, 1806
Southeast quarter	-	18	3	6 E.	159.72	Elijah Mendenhall	-	June 8, 1807
Southwest quarter	-	18	3	6 E.	159.72	Prudence McMunn	-	July 2, 1806
Northeast quarter	-	20	3	6 E.	152.26	John Swallow	-	Jan. 22, 1812
Northwest quarter	-	20	3	6 E.	152.26	Andrew Yount	-	Aug. 16, 1814
Southwest quarter	-	20	3	6 E.	152.26	John Cox	-	Feb. 14, 1812
Northeast quarter	-	20	3	6 E.	152.26	Richard Jones	-	Sept. 20, 1814
Southwest quarter	-	22	3	6 E.	160.32	Jacob Stoker	-	June 10, 1816
Northeast quarter	-	22	3	6 E.	80.16	James McCaules	Montgomery county, Ohio	Oct. 28, 1819
East half of northwest quarter	22	3	6 E.	3	80.16	William & John Bradford	-	Aug. 7, 1824
West half of northwest quarter	22	3	6 E.	3	160.32	James Ellidge	-	Jan. 24, 1815
Southeast quarter	-	22	3	6 E.	160.32	John Bradford, Jr.	-	May 4, 1816
Southwest quarter	-	22	3	6 E.	310.20	A. Smith & W. M. Smith	-	Jan. 17, 1813
Fractional section	-	26	3	6 E.	-	-	-	-
					5,521.41			

## ABSTRACT—Continued.

## ABSTRACT—Continued.

Tract,	Section	Names of purchasers.	Residence.	Date of sale.
No. of sections	Section	Quantity sold.	Quantity vacant.	Acres.
Two ship.	Range	Acres.	Acres.	Acres.
Section	-	-	-	-
Northeast quarter	-	16	2	6 E.
Northwest quarter	-	18	2	6 E.
Southeast quarter	-	18	2	6 E.
Southwest quarter	-	18	2	6 E.
Section	-	18	2	6 E.
Fractional section	-	20	2	6 E.
Fractional section	-	22	2	6 E.
Section	-	28	2	6 E.
Section	-	30	2	6 E.
Section	-	32	2	6 E.
Fractional section	-	34	2	6 E.
				3,961.95
Section	-	14	1	13 M. R.
Northwest quarter	-	10	1	12 M. R.
East half of northeast quarter	-	10	1	12 M. R.
West half of northeast quarter	-	10	1	12 M. R.
East half of southeast quarter	-	10	1	12 M. R.
West half of southeast quarter	-	10	1	12 M. R.
Southwest quarter	-	10	1	12 M. R.
Northeast quarter	-	14	1	12 M. R.
Northwest quarter	-	14	1	12 M. R.
Southeast quarter	-	14	1	12 M. R.
Southwest quarter	-	14	1	12 M. R.
Section	-	16	1	12 M. R.
Fractional section	-	18	1	12 M. R.
Northeast quarter	-	20	1	12 M. R.
Northwest quarter	-	20	1	12 M. R.
Southeast quarter	-	20	1	12 M. R.
Southwest quarter	-	20	1	12 M. R.
Northeast quarter	-	22	1	12 M. R.
				3,958.10

## ABSTRACT—Continued.

Tract.	Section of Town No.	Range ship.	Range of section.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northwest quarter	22	1	12 M. R.	—	—	155.02	Daniel Valentine	—	Jan. 29, 1808
Southeast quarter	22	1	12 M. R.	—	—	155.02	Joseph Brown	—	Aug. 27, 1807
Southwest quarter	22	1	12 M. R.	—	—	155.02	Philip Snyser	—	Aug. 27, 1807
Fractional section	24	1	12 M. R.	—	—	173.00	William Wells	—	Jan. 18, 1806
Northeast quarter	26	1	12 M. R.	—	—	162.02	John Hendershot	—	Jan. 6, 1814
Northwest quarter	26	1	12 M. R.	—	—	162.02	Jacob Dills	—	July 10, 1803
Southeast quarter	26	1	12 M. R.	—	—	162.02	Abraham Miller	—	Nov. 30, 1815
Southwest quarter	26	1	12 M. R.	—	—	162.02	Jacob Dills	—	July 10, 1813
Fractional section	28	1	12 M. R.	—	—	202.20	Charles Hillier	—	April 18, 1807.
Fractional section	32	1	12 M. R.	—	618.20	Original entry by Thomas McKinney; resold for balance due, (per resale No. 13,) to George P. Torrence, { of Cincinnati	—	Aug. 31, 1805	
Northeast quarter	2	1	11 M. R.	—	157.74	T. Noland & T. Cavender	—	Dec. 11, 1811.	
Northwest quarter	2	1	11 M. R.	—	157.74	John Riddle	—	Jan. 21, 1815	
Southeast quarter	2	1	11 M. R.	—	157.74	Barnabas Blue	—	Aug. 9, 1805	
Southwest quarter	2	1	11 M. R.	—	157.74	Thomas Hamilton	—	Dec. 12, 1811.	
East half of Northeast quarter	8	1	11 M. R.	—	79.12	Jesse Hunt	Cincinnati, Ohio	Mar. 31, 1806	
West half of northeast quarter	8	1	11 M. R.	—	79.12	Lewis Dewees	Miami county, Ohio	Dec. 11, 1829	
Northwest quarter	8	1	11 M. R.	—	158.25	John Winans	Miami county, Ohio	June 7, 1824	
East half of southeast quarter	8	1	11 M. R.	—	79.12	Lewis Dewees	Miami county, Ohio	Mar. 23, 1814	
West half of southeast quarter	8	1	11 M. R.	—	79.12	Lewis Dewees	Miami county, Ohio	June 7, 1824	
Southwest quarter	8	1	11 M. R.	—	158.25	Lewis Dewees	Miami county, Ohio	June 7, 1824	
Section	10	1	11 M. R.	—	635.27	John Riddle	—	July 17, 1817	
Northeast quarter	12	1	11 M. R.	—	159.06	John Simmons	—	Oct. 24, 1805	
Northwest quarter	12	1	11 M. R.	—	159.06	James L. McKinney	—	Mar. 12, 1806	
Southeast quarter	12	1	11 M. R.	—	159.06	John Millhouse	—	May 28, 1813	
Southwest quarter	12	1	11 M. R.	—	159.06	Abner Denman	—	Aug. 9, 1806	
N.E., N.W. and S.E. quarters	14	1	11 M. R.	—	480.00	Adam Hegeman	—	June 8, 1813	
Southwest quarter	14	1	11 M. R.	—	160.56	James McKinney	—	Dec. 31, 1805	
Section	16	1	11 M. R.	—	632.17	School section.	—	Dec. 27, 1805	
Northeast quarter	18	1	11 M. R.	—	161.72	Jacob Cron	—	Jan. 17, 1815	
Northwest quarter	18	1	11 M. R.	—	161.72	James Manning	—	Aug. 22, 1815	
Southeast quarter	18	1	11 M. R.	—	161.72	Andrew Johnston	—	Jan. 30, 1816	
									6,399.88

## ABSTRACT—Continued.

Tract.	No. of sections.	Type of property.	Range.	Quantity vacant.	Quantity sold.	Names of purchasers.	Residence.		Date of sale.
							Acres.	Acres.	
Southwest quarter	18	1	11 M. R.	-	161.72	Joseph Jackson	-	-	Dec. 3, 1814
West part of north half frac. section	20	1	11 M. R.	-	106.05	The heirs of Daniel Cox	-	-	Dec. 30, 1805
East part of north half frac. section	20	1	11 M. R.	-	109.15	J. M'Kinney & E. M'Kinney	-	-	Dec. 26, 1806
South half of fractional section	20	1	11 M. R.	-	256.28	Abraham Hathaway	-	-	Dec. 30, 1805
Northeast quarter	-	-	-	-	157.55	William McCampbell	-	-	May 3, 1809
Northwest quarter	-	-	-	-	157.55	William Marshall	-	-	April 21, 1806
East half of southeast quarter	22	1	11 M. R.	-	78.80	Enoch Sutton	-	-	June 2, 1828
West half of southeast quarter	22	1	11 M. R.	-	78.80	Ohio canal location, (per act of May 24, 1828)	-	-	Nov. 15, 1828
Southwest quarter	-	-	-	-	157.55	Ralph Peterson	-	-	Aug. 23, 1827
Northeast quarter	-	-	-	-	161.50	Ezekiel French	-	-	Nov. 23, 1814
Northwest quarter	-	-	-	-	161.59	Charles Hilliard	-	-	Jan. 23, 1813
Southeast quarter	-	-	-	-	161.59	Jonas Haney	-	-	Feb. 12, 1814
Southwest quarter	-	-	-	-	161.59	Charles Hilliard	-	-	Jan. 23, 1813
Fractional section	-	-	-	-	547.40	William Henry Harrison	-	-	Jan. 1, 1806
Fractional section	-	-	-	-	561.73	John Hilliar	-	-	Dec. 31, 1802
Fractional section	-	-	-	-	43.20	Charles Hilliar	-	-	July 27, 1805
Southeast quarter	-	-	-	-	160.00	William Wilson	-	-	April 14, 1813
Part of the northeast quarter	2	1	10 M. R.	-	50.00	John Whiting, (pre.)	-	-	Dec. 31, 1803
In N. E. part and the W. $\frac{1}{4}$ of section	2	1	10 M. R.	-	430.00	John Smith, (pre.)	-	-	Feb. 17, 1806
In section	-	-	-	-	521.47	John Knoops, (pre.)	-	-	July 31, 1803
All vacant in northeast quarter	4	1	10 M. R.	-	100.00	John Smith, (pre.)	-	-	Feb. 17, 1806
Northeast quarter	6	1	10 M. R.	-	158.84	James Findlay	-	-	April 14, 1813
Northwest quarter	-	6	1	10 M. R.	158.84	James Findlay	-	-	April 14, 1813
Southeast quarter	-	6	1	10 M. R.	158.84	D. K. Esie & A. Bailey	-	-	Mar. 20, 1815
Southwest quarter	-	6	1	10 M. R.	158.84	Jeremiah Hunt	-	-	July 9, 1806
Fractional section	-	8	1	10 M. R.	373.43	John Gerrard	-	-	Aug. 11, 1804
Fractional section	-	10	1	10 M. R.	463.54	Matthew Hueston	-	-	Dec. 9, 1805
South part of west half	-	12	1	10 M. R.	200.00	Barnabas Blue	-	-	Dec. 26, 1805
East half, and north end of west half	12	1	10 M. R.	-	439.36	John Smith, (pre.)	-	-	Feb. 17, 1806
North end of east half of	18	1	10 M. R.	-	120.00	Uriah Blue	-	-	Dec. 31, 1802
South end of east half, and all the west half, or all vacant in said section.	18	1	10 M. R.	-	520.00	John Smith, (pre.)	-	-	Feb. 17, 1806
North half of fractional section	21	1	10 M. R.	-	123.27	Nathaniel Gerrard	-	-	Dec. 31, 1805
								7,288.76	

## ABSTRACT—Continued.

Tract.	No. of sections.	Range.	Quantity vacant.	Quantity sold.	Acres.	Acres.	Names of purchasers.	Residence.	Date of sale.
South half of fractional section	24	1	10 M. R.	61.70	Benjamin Hamlet	-	-	-	Dec. 26, 1805
Northeast quarter	26	2	10 M. R.	160.00	Thomas Cecil	-	-	-	June 13, 1814
Northwest quarter	26	2	10 M. R.	160.00	Thomas Cecil	-	-	-	June 13, 1814
South half of section	26	2	10 M. R.	320.00	Lawrence Bonseman	-	-	-	Nov. 18, 1813
In northeast part of section (lot 1)	28	2	10 M. R.	50.00	James Lennon, (pre.)	-	-	-	Dec. 29, 1802
South half of section	28	2	10 M. R.	320.00	Daniel Knoops	-	-	-	Dec. 22, 1804
In northeast quarter (west of his lot No. 1, of 50 acres.)	28	2	10 M. R.	50.00	James Lennon, (pre.)	-	-	-	Dec. 4, 1805
In northwest part of section	28	2	10 M. R.	220.00	John Smith, (pre.)	-	-	-	Feb. 17, 1806
East half	32	2	10 M. R.	322.00	John Smith	-	-	-	Feb. 17, 1806
Northwest quarter	32	2	10 M. R.	161.00	John Whiting	-	-	-	Dec. 31, 1805
Southwest quarter	32	2	10 M. R.	161.00	Elihu Sanders	-	-	-	Dec. 15, 1804
Northeast quarter	34	2	10 M. R.	160.75	William Knight	-	-	-	Dec. 31, 1805
Northwest quarter	34	2	10 M. R.	160.75	Fielding Lowry	-	-	-	Dec. 11, 1811
Southeast quarter	34	2	10 M. R.	160.75	Christopher Kroops	-	-	-	Aug. 1, 1805
Southwest quarter	34	2	10 M. R.	160.75	Benjamin Kroops	-	-	-	July 31, 1805
Northeast quarter	36	2	10 M. R.	159.04	William Wells	-	-	-	Feb. 5, 1805
Northwest quarter	36	2	10 M. R.	159.04	Jesse Hunt	-	-	-	Feb. 16, 1813
Southeast quarter	36	2	10 M. R.	159.04	Originally entered by Jesse Hunt; resold for balance due (per resale No. 30) to Jesse Hunt.	-	-	-	April 9, 1811
									Aug. 1, 1816
Southwest quarter	36	2	10 M. R.	159.04	Jesse Hunt	-	-	-	May 19, 1813
Fractional section	2	1	9 M. R.	120.16	Jonathan Donnel	-	-	-	Jan. 1, 1806
Fractional section	6	1	9 M. R.	216.16	John Mann	-	-	-	Dec. 25, 1805
Northeast quarter	8	2	9 M. R.	162.00	Elnathan Corey	-	-	-	Aug. 23, 1827
Northwest quarter	8	2	9 M. R.	162.00	John Geiseman	-	-	-	Nov. 3, 1815
Southeast quarter	8	2	9 M. R.	162.00	J. F. Keys & Francis West	-	-	-	June 11, 1818
Southwest quarter	8	2	9 M. R.	162.00	Elnathan Corey	-	-	-	Aug. 23, 1827
Section	10	2	9 M. R.	640.00	Peyton Short	-	-	-	Dec. 31, 1802
Northeast quarter	14	2	9 M. R.	160.84	James Mayres	-	-	-	Jan. 27, 1814
Northwest quarter	14	2	9 M. R.	160.84	Peter A. Sprigman	-	-	-	Feb. 14, 1815
Southeast quarter	14	2	9 M. R.	160.84	Tobias Retter	-	-	-	Jan. 9, 1815
									5,369.40

## ABSTRACT—Continued.

## ABSTRACT—Continued.

## Doc. No. 114.

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Tract.	Section No. of section	Township No.	Range No.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Residue of fractional section	-	-	-	-	-	-	-	-	-
Fractional section	-	-	-	-	-	-	-	-	-
Fractional section	-	-	-	-	-	-	-	-	-
Lot No. 2, N.W. of Mad river, in sec.	36	2	9 M. R.	318.19	Elmathan Corey	-	-	-	Dec. 2, 1817
Lot No. 1, east half of northeast part	-	2	8 M. R.	11.10	Peyton Short, (pre.)	-	-	-	Dec. 31, 1801
Lot No. 3, west half of northeast part	-	4	1 S.M.R.	197.87	Peyton Short	-	-	-	Nov. 4, 1809
Lot No. 4, east half of southwest part	-	2	8 M. R.	125.10	Peyton Short	-	-	-	Dec. 31, 1801
Lot No. 5, west half of southwest part	-	2	8 M. R.	80.00	Robert E. Stephen	-	-	-	Aug. 23, 1827
East half of southeast quarter	-	2	8 M. R.	64.96	A. Irwin & L. Whiteman	-	-	-	Aug. 23, 1827
West half of southeast quarter	-	2	8 M. R.	102.40	Elmathan Corey	-	-	-	May 20, 1829
Lot No. 1, S.E. of Mad river, in sec.	-	4	2 S.M.R.	75.68	Cincinnati, Ohio	-	-	-	Aug. 23, 1829
Lots Nos. 2 and 3, all northwest of Mad river, in section	-	4	2 S.M.R.	80.00	Elmathan Corey	-	-	-	May 20, 1829
All southeast of Mad river in sec.	-	8	2 S.M.R.	80.00	Peyton Short, (pre.)	-	-	-	Dec. 31, 1801
All west of Mad river in sec.	-	8	2 S.M.R.	17.10	Peyton Short	-	-	-	Dec. 31, 1801
Section	-	10	2 S.M.R.	62.90	Peyton Short, (pre.)	-	-	-	Dec. 31, 1801
Northeast quarter	-	12	2 S.M.R.	94.27	Amos Dorrough	-	-	-	Sept. 4, 1804
Southwest quarter	-	12	2 S.M.R.	545.73	Peyton Short	-	-	-	Dec. 31, 1801
Northwest quarter	-	12	2 S.M.R.	640.00	Peyton Short	-	-	-	Dec. 31, 1801
East half and southwest quarter	-	12	2 S.M.R.	158.20	Simon Bruner	-	-	-	June 12, 1810
Northwest quarter	-	14	2 S.M.R.	158.20	Robert Miller	-	-	-	Dec. 12, 1810
Lots Nos. 1 and 2, section	-	14	2 S.M.R.	158.20	John Hacker	-	-	-	Feb. 9, 1813
Northeast quarter	-	16	2 S.M.R.	158.20	Jacob Carver	-	-	-	Dec. 2, 1813
Southwest quarter	-	18	2 S.M.R.	480.00	Peyton Short	-	-	-	Dec. 31, 1801
Southwest quarter	-	18	2 S.M.R.	160.00	Peyton Short	-	-	-	Dec. 31, 1801
Southwest quarter	-	18	2 S.M.R.	640.00	School section.	-	-	-	Dec. 11, 1811
Southwest quarter	-	20	2 S.M.R.	159.30	John Shaffer	-	-	-	April 15, 1812
Southwest quarter	-	22	2 S.M.R.	159.30	John Knight	-	-	-	Dec. 12, 1810
Southwest quarter	-	24	2 S.M.R.	159.30	James Miller	-	-	-	Mar. 24, 1806
Southwest quarter	-	24	2 S.M.R.	159.30	Jacob Arnold	-	-	-	Dec. 31, 1801
Section	-	24	2 S.M.R.	640.00	Peyton Short	-	-	-	Dec. 31, 1801
Lots 1 and 2, section	-	24	2 S.M.R.	640.00	Peyton Short	-	-	-	April 8, 1806
Northwest quarter	-	24	2 S.M.R.	160.28	Nathaniel Bond	-	-	-	April 11, 1806
Southeast quarter	-	24	2 S.M.R.	160.28	David Priterbaugh	-	-	-	Nov. 10, 1810
Northeast quarter	-	24	2 S.M.R.	160.28	Edwin Smith	-	-	-	Sept. 25, 1811
Southwest quarter	-	24	2 S.M.R.	160.28	James Black	-	-	-	-
									7,526.42
									Carried to page 76

## ABSTRACT—Continued.

Tract.	No. of sections.	Range.	Quantity vacant.	Quantity sold.	Acres.	Names of purchasers.	Residence.	Date of sale.
Northeast quarter	-	26	2	8 M. R.	-	David Huston	-	Aug. 9, 1806
Southeast quarter	-	26	2	8 M. R.	-	David Huston	-	Aug. 9, 1806
Southwest quarter	-	26	2	8 M. R.	-	David Huston	-	Aug. 9, 1806
Northwest quarter	-	26	2	8 M. R.	-	William Smith	-	Dec. 11, 1811
Lots 1 and 2, section	-	28	2	8 M. R.	-	Peyton Short	-	Dec. 31, 1801
Northeast quarter	-	30	2	8 M. R.	-	Samuel Moore	-	Dec. 9, 1805
Northwest quarter	-	30	2	8 M. R.	-	George Delong	-	June 29, 1805
Southwest quarter	-	30	2	8 M. R.	-	Wm. & John Folkerth	-	July 15, 1805
Southeast quarter	-	30	2	8 M. R.	-	Benjamin Vanclève	-	July 22, 1805
Fractional section	-	32	2	8 M. R.	-	Peyton Short	-	Dec. 31, 1801
Lots 1 and 2, section	-	34	2	8 M. R.	-	Peyton Short	-	Dec. 31, 1801
Fractional section	-	36	2	8 M. R.	-	Henry Deem	-	Dec. 9, 1805
Lot No. 1, N. of Mad river, in fractional section	-	4	1	7 M. R.	-	Peyton Short	-	Dec. 31, 1801
Lot No. 2, south of Mad river, in fractional section No. 4, (except house and out lots in Dayton.)	4	1	7 M. R.	-	19.63 258.80	Peyton Short	-	Dec. 31, 1801
Lot No. 2, (house and out lots in the town of Dayton excepted, as above.)	6	1	7 M. R.	-	65.60 88.91	Sam'l Thompson & Daniel Ferril Daniel C. Cooper	-	Nov. 4, 1809
Fractional section	-	10	1	7 M. R.	-	50 80.00	William Taylor	-
Lot No. 1, in west part of frac. sec. (excepting 1 house lot in Dayton.)	10	1	7 M. R.	-	238.46	Tobias Retter, (assignee of Thomas Hunter	-	Dec. 21, 1802
Lot No. 2, in east part of frac. sec. (excepting 1 house lot in Dayton.)	10	1	7 M. R.	-	159.74	George Simmerman	-	Jan. 1, 1806
Lot No. 2, (one house lot in the town of Dayton excepted, as above.)	10	1	7 M. R.	-	159.74	Isaac Elly	-	Oct. 21, 1805
Lot No. 1, north end of west half of Part of lot No. 2, all vacant in W. 1/4 of Part of lot No. 2, northeast quarter	10	2	7 M. R.	-	159.71	W. Gaghagan (or Gahagan)	-	Dec. 27, 1805
Part of lot No. 2, northeast quarter	10	2	7 M. R.	-	50.67	W. Gaghagan (or Gahagan)	-	Dec. 31, 1801
Part of lot No. 2, southeast quarter	10	2	7 M. R.	-	110.23	Charles Killgore	-	Dec. 30, 1802
Lot No. 1, southwest part	12	2	7 M. R.	-	159.84	Rinchait Snip	-	Dec. 31, 1802
Lot No. 2, south end northwest part	12	2	7 M. R.	-	159.84	Ralph Phillips and William Huffman	-	April 14, 1813
Lot No. 3, northwest part	12	2	7 M. R.	-	159.84	Ralph Phillips and William Huffman	-	April 23, 1813
Lot No. 4, northeast part of	-	-	-	-	-	-	-	-
Lot No. 5, southeast part	-	-	-	-	-	-	-	-
					5,378.94			

## ABSTRACT—Continued.

Tract	Section No.	Section of town plot	Range ship plot	Range vacant.	Quantity sold.	Quantity sold.	Names of purchasers.	Residence.	Date of sale.
Section									
Lot No. 1, north of Mad river in -	16	2	7 M. R.	7 M. R.	647.36	School section.			
Lot No. 2, southeast of Mad river in -	18	2	7 M. R.	-	142.66	Peyton Short			Nov. 4, 1809
Lot No. 2, N. part of N. W. quarter	18	2	7 M. R.	-	503.15	Isaac Spinning (entered in connexion with section 17)			Dec. 11, 1801
Lot No. 1, S. part of N. W. quarter	22	2	7 M. R.	-	40.00	Solomon Hamer			Dec. 30, 1802
Lot No. 2, S. part of N. W. quarter	22	2	7 M. R.	-	118.80	Thomas Thompson			Dec. 17, 1805
East half of southwest quarter	22	2	7 M. R.	-	479.36	James Miller, sen.			Dec. 12, 1801
Lot No. 1, all S. E. of Mad river in -	24	2	7 M. R.	-	74.52	Daniel C. Cooper			Dec. 31, 1801
Lot No. 2, all N. W. of Mad river in -	24	2	7 M. R.	-	555.98	Peyton Short			Dec. 31, 1801
Lot No. 1, northwest part -	28	2	7 M. R.	-	160.60	Benj. Chambers (entered in connexion with other lands)			Dec. 31, 1801
Lot No. 2, northeast part -	28	2	7 M. R.	-	159.00	William Hamer			Dec. 31, 1801
Lot No. 3, southwest part -	28	2	7 M. R.	-	159.83	George Newcomb			Dec. 31, 1801
Lot No. 4, southeast part -	28	2	7 M. R.	-	158.24	Benjamin Chambers			Dec. 31, 1801
Northeast quarter -	30	2	7 M. R.	-	159.14	William M. Smith			June 21, 1813
Northwest quarter -	30	2	7 M. R.	-	159.14	Aaron Baker			Feb. 13, 1812
Southeast quarter -	30	2	7 M. R.	-	159.14	Thomas Hamer			Aug. 1, 1817
Southwest quarter -	30	2	7 M. R.	-	159.14	Elias J. Dayton			Mar. 2, 1812
Lot No. 1, northeast part of -	34	2	7 M. R.	-	159.66	Benj. Chambers (entered in connexion with other lands)			Dec. 31, 1801
Lot No. 2, south part of northeast qr.	34	2	7 M. R.	-	100.40	William Maxwell			Dec. 31, 1801
Lot No. 4, N.W. Mad river in N.W. pt.	34	2	7 M. R.	-	23.81	Peyton Short			Dec. 31, 1801
Part of lot No. 3, in W. part S. of	34	2	7 M. R.	-	250.00	Daniel C. Cooper			Dec. 31, 1801
Mad river, (except out lots in Dayton.)									
Part of lot No. 3, (out lots in the town of Dayton excepted, as above.)	34	2	7 M. R.	-	34.19				
Part of lot No. 3, N. part of S. E. qr.	34	2	7 M. R.	-	60.00	James Findlay			Dec. 23, 1805
Fractional section -	36	2	7 M. R.	-	603.44	Elias J. Dayton and William M. Smith			Dec. 11, 1811
Carried to page 76	-	-	-	-	5,067.56				

PEYTON S. SYMMES, Register.

LAND OFFICE, CINCINNATI, August 31, 1834.

## RECAPITULATION OF THE ADDITIONS.

	Quantity vacant.	Quantity sold.	Remarks.
<b>Amounts brought from page 54</b>		<i>Acres.</i>	
55	12,570.69	1,586.41	
55	544.00	3,801.04	
56	1,041.62	3,767.46	
57	80.00	4,090.40	
58	-	4,447.20	
59	-	3,841.20	
60	-	3,840.00	
61	-	1,923.74	
62	-	5,038.00	
63	-	5,472.59	
64	-	6,712.07	
65	-	6,695.24	
66	-	5,521.41	
67	-	4,768.95	
68	-	3,961.95	
<b>Total</b>	<b>-</b>	<b>14,236.31</b>	<b>65,467.66</b>
			East of the meridian line.
68	-	3,958.10	
69	-	6,399.88	
70	-	7,288.76	
71	-	5,369.40	
72	-	6,283.78	
73	-	7,526.42	
74	-	5,378.94	
75	-	5,067.56	
		<b>47,272.84</b>	
		<b>65,467.66</b>	
<b>Total vacant</b>	<b>-</b>	<b>14,236.31</b>	<b>112,740.50</b>
			<b>Total sold.</b>
			<b>Total vacant.</b>
			<b>Grand total.</b>
			<b>126,976.81</b>

PEYTON S. SYMMES, *Register.*

Abstract of the vacant portions of the "alternate sections," reserved for the United States within five miles of the extended line of the Miami canal, which will be subject to sale at \$2 50 per acre, under the act of the 24th of May, 1828.

Section or part.	No. of section.	Township.	Range.	Proportion vacant.	Remarks.
Fractional section	33	12	4 east	Acres.	
West side of fractional section	1	11	4 east	110.00	
North end of fractional section	3	11	4 east	197.53	
Section	5	11	4 east	435.48	
Section	9	11	4 east	640.00	
Section	11	11	4 east	703.74	
Section	13	11	4 east	704.53	
Section	15	11	4 east	506.88	
Section	17	11	4 east	516.00	
Section	21	11	4 east	511.44	
Section	23	11	4 east	638.00	
Northwest, southwest, and west half of southeast quarters	25	11	4 east	636.00	
Section	27	11	4 east	322.16	
Section	29	11	4 east	637.84	
Northwest, southwest, northeast, and west half of southeast quarters	35	11	4 east	607.47	In pencil.
Fractional section	35	11	5 east	558.38	
Fractional section	3	10	5 east	13.68	
Fractional section	5	10	5 east	563.02	
Northeast, northwest, southeast, and east half of southwest quarters	7	10	5 east	407.20	
Northeast, northwest, and southeast quarters	9	10	5 east	499.35	
Section	11	10	5 east	471.75	
Section	15	10	5 east	638.24	
Section	17	10	5 east	638.24	
Northwest, southwest, southeast, and east half of northeast quarters	19	10	5 east	642.48	
Northeast, northwest, southeast, and east half of southwest quarters	21	10	5 east	492.66	
Section	23	10	5 east	563.02	
Northeast and northwest quarters	25	10	5 east	643.56	
Northeast quarter of section	27	10	5 east	319.80	
Northwest quarter, west half of northeast and west half of southeast quarters	29	10	5 east	157.29	
West half of southwest quarter	31	10	5 east	323.80	
West half of southeast quarter	33	10	5 east	71.60	
Northeast, northwest, and southeast quarters	35	10	5 east	82.88	
Southwest quarter and west half of northwest quarter	1	9	5 east	466.08	
Northeast quarter	3	9	5 east	238.52	
Northwest quarter and west half of northeast quarter	5	9	5 east	153.92	
Southeast, southwest, and east half of northwest quarters	11	9	5 east	243.37	
West half of northwest quarter	13	9	5 east	400.00	
Northeast, northwest, southeast, and east half of southwest quarters	15	9	5 east	80.00	
West half of northwest quarter	7	7	6 east	560.00	
				79.12	

LAND OFFICE, CINCINNATI, August 31, 1834.

P. S. SYMMES, Register.

*List of sundry tracts lying (diagonally) within five miles of the line located by the State of Ohio, for the extension of the Miami canal; but which, not being included by the Commissioner in the proposed selection of alternate sections, will be subject to entry at \$1 25 per acre.*

Section or part.	No. of section.	Town-ship.	Range.	Proportion vacant.	Acres.
Section - - - - -	33	11	4 east		640.96
Section - - - - -	34	11	4 east		640.96
Section - - - - -	1	10	4 east		636.56
Section - - - - -	2	10	4 east		632.48
Section - - - - -	3	10	4 east		674.56
Section - - - - -	4	10	4 east		719.63
Northeast and northwest quarters	9	10	4 east		347.50
Section - - - - -	10	10	4 east		672.11
Northeast, northwest, southwest, and west half of southeast quarters	11	10	4 east		553.12
Northeast, northwest, and east half of southwest quarters	12	10	4 east		396.60
Southwest quarter and west half of southeast quarter	13	10	4 east		241.10
Section - - - - -	14	10	4 east		636.16
Section - - - - -	15	10	4 east		673.70
Section - - - - -	24	10	4 east		637.88
Section - - - - -	13	10	5 east		641.60
Northeast, northwest, and west half of southwest qrs.	24	10	5 east		396.52
West half of northwest quarter	7	9	5 east		80.24
Southeast and southwest quarters	19	9	5 east		324.96
Northwest, southwest, and east half of southeast quarters	20	9	5 east		400.00
Northwest and west half of northeast quarter	29	9	5 east		240.00
Northwest, southwest, southeast, and west half of northeast quarters	30	9	5 east		573.04
Southeast quarter and east half of northeast quarter	17	8	6 east		232.65
Northwest and southwest quarters	18	8	6 east		317.00
Northwest quarter	19	8	6 east		158.50
Northeast, southeast, east half of northwest, and east half of southwest quarters	20	8	6 east		468.08
West half of northwest quarter	21	8	6 east		80.00
West half of northeast quarter	29	8	6 east		78.00
					12,093.91

LAND OFFICE, CINCINNATI, August 31, 1834.

P. S. SYMMES, Register.

GENERAL LAND OFFICE, September 17, 1834.

SIR: On the 30th of April last, a list of the alternate sections in your district, the unsold portions of which it was proposed to grant to the State of Ohio, under the act of 1828, for the purpose of aiding in the extension of the Miami canal, was forwarded to you, with directions to furnish this office with separate lists of the sold and unsold portions of those sections, but as yet no such lists have been received; and I therefore have now to request your immediate attention to the requirements of that letter, as it is all-important to the interest of Ohio that the lands to which she is entitled under that law should be designated without further delay.

I am, &c.,

JNO. M. MOORE, Acting Commissioner.

PEYTON S. SYMMES, Esq., Register, Cincinnati, Ohio.

GENERAL LAND OFFICE, September 17, 1834.

SIR: I have the honor to acknowledge the receipt of your letter of the 12th instant, transmitting a copy of your proclamation for the sale of alternate sections within five miles of the extension of the Miami canal. On the 12th instant, you were informed that an official list of the lands in the Wapaukonetta land district, which it is proposed to grant to the State of Ohio under the act of 1828, had been forwarded to the register of the district, with instructions to compare it with his books, and, if found correct, forward it to you.

No answer having been received from the register at Cincinnati in relation to the proposed locations in his district, it is not now in the power of this office to prepare a similar list of the lands in his district. By this day's mail I shall urge upon him the necessity of a prompt attention to the subject.

I am, very respectfully, your obedient servant,

JNO. M. MOORE,  
*Acting Commissioner.*

His Excellency ROBERT LUCAS,  
*Governor, &c., Columbus, Ohio.*

REGISTER'S OFFICE,  
Wapaukonetta, September 25, 1834.

SIR: I have received your letter of the 12th instant, and the accompanying list of lands in this district "granted to Ohio for aiding in the construction of the canal from Dayton to the mouth of the Auglaize." As directed, I now return it, having discovered a number of errors, which I have pencil-marked. I do not consider that the certificate attached is a "falsehood," knowing, as I do, that few of us are exempt from errors; and that an erroneous *list* or *abstract* may be certified under the impression and belief that it is correct.

When shall I be required to give notice that the alternate sections, within five miles of the extension of the Miami canal, belonging to the United States, will be subject to entry? Some of the tracts will sell at two dollars and fifty cents per acre; but, I apprehend, but very few. Yet those who purchase State land may wish to enter adjoining tracts even at that price.

In am extremely anxious to receive an answer to my letter on the subject of pre-emptions. I believe there are none in this district except those on and near the Auglaize river. If any pre-emption claims are equitable, many of those are, and I should regret exceedingly that they should be rejected; for the settlers on those lands have labored under very great disadvantages. The lands were suspended from sale, and could not therefore be entered.

Very respectfully, your humble servant,

THOS. B. VAN HORNE.

JNO. M. MOORE, Esq.,  
*Acting Commissioner General Land Office, Washington.*

P. S.—Mr. Skinner is still too unwell to compare and certify abstracts.  
T. B. V. H.

GENERAL LAND OFFICE, *September 27, 1834.*

SIR: Your letter of the 15th instant, with the accompanying abstracts, has been received.

Enclosed you have a copy of the abstract, sent to Governor Lucas on the 15th instant, of the unsold portions of the alternate sections which have been granted to the State of Ohio under the provisions of the first section of the act of the 24th of May, 1828; and you are requested to make such entries upon the maps and books as will show that the lands mentioned in the abstract have been allotted to the State under that section of the law.

It having been decided that the State of Ohio could not locate any lands within five miles of the line of the canal, under those provisions of the acts of 1828 and 1830 which authorized her to select other lands in lieu of such portions of the alternate sections as might have been sold by the United States, the tracts mentioned in the enclosed list as having been selected by her in lieu of the sold lands are now granted to her under the first section of the act of 1828, and included in the abstract of her portion of the alternate sections to which she is entitled under that section.

You are aware that none of the lands heretofore withheld from sale on account of this grant to the State are to be sold before you receive further advice on the subject from this office.

I am, &c.,

J. M. MOORE,  
*Acting Commissioner.*

PEYTON S. SYMMES, Esq.,  
*Register, Cincinnati, Ohio.*

GENERAL LAND OFFICE, *October 8, 1834.*

SIR: I have to acknowledge the receipt of your letter of the 25th ultimo, returning the list of unsold portions of the alternate sections proposed to be granted to the State of Ohio, under the provisions of the first section of the act of the 24th May, 1828, with your notes thereon.

The first supposed error refers to the contents of section 6, township 1 north, range 5 east, stated in the list to be 622.38, and which you now say should be 619.38. The contents, as stated in the list, is correct, agreeably to the plat in this office, and to *your own list* of the 30th May last. Your proposed alteration has therefore not been made.

The second supposed error refers to the list stating the area of section 30, 1 north, 5 east, to be 640.24 acres: your note says it should be 640.96. The list corresponds with the plat in this office, and therefore cannot be altered.

The third one has reference to section 30, 2 south, 5 east, which is stated in our list to contain 688 acres, and corresponds with the plat in this office and *your own list* of the 30th May last; therefore it cannot be corrected to 688.80 acres, as now noted by you.

The fourth refers to the list as stating the southeast fraction of the west half of sec. 10, 4 south, 5 east, to contain 47.16 acres. This quantity was taken from the plat in this office; but, by reference to the length of the lines of that tract, it is apparent that in copying it for this office, the

figures were transposed, and the contents should be 74.16, as stated by you, and the list has been corrected accordingly.

Section 24, 6 south, range 3 east, stated by you to have been previously selected by the State of Ohio, in part satisfaction of her right to locate other lands in lieu of the sold lands, is properly included in this list; it now being ascertained to be one of the tracts to which the State is entitled as an *alternate* section, under the first section of the law; and the right of the State to locate any portion of her floating claim upon the reserved sections within five miles of the canal is not recognised.

The next tract you refer to is the east  $\frac{1}{2}$  of the northwest  $\frac{1}{4}$  of sec. 4, 7 south, 4 east, stated in the list to contain 78.62 acres; the area, thus stated, is correct, according to the plat in this office, and your own list of the 30th of May last, and therefore it has not been altered to 78.31, as noted by you.

In the next case, the error in stating the west  $\frac{1}{2}$  of the northeast  $\frac{1}{4}$  of sec. 20, 7 south, 4 east, to contain 160 acres, instead of 80 acres, has been corrected.

The two errors being corrected, and the necessary alterations being made in the additions, the abstract has been this day forwarded to Governor Lucas.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

THOS. B. VAN HORNE, Esq.,

*Register, Wapaukonetta, Ohio.*

GENERAL LAND OFFICE, *October 8, 1834.*

SIR: I have the honor to enclose, herewith, an abstract of the lands in the Wapaukonetta land district to which the State of Ohio is entitled as the unsold portions of the alternate sections granted to her for the purpose of aiding in the extension of the Miami canal from Dayton to the mouth of the Auglaize river, by the first section of the act of the 24th of May, 1828.

With, &c.,

ELIJAH HAYWARD, *Commissioner.*

His Excellency ROBERT LUCAS,

*Governor, &c., Columbus, Ohio.*

TREASURY DEPARTMENT, *March 20, 1835.*

SIR: It is the opinion of the department that the lands bordering on the line of the Miami canal, reserved to the United States by the act of 24th May, 1828, are not subject to the operation of the pre-emption act of the 19th June last; and that they cannot be located in satisfaction of the grant made by the act of the same date, entitled "An act to grant to the State of Ohio certain lands for the support of schools in the Connecticut Western Reserve."

Mr. Whittlesey's letter, received with yours of the 18th instant, is returned.

I am, respectfully, sir, your obedient servant,

LEVI WOODBURY,

*Secretary of the Treasury.*

COMMISSIONER of the *General Land Office.*

GENERAL LAND OFFICE, *March 21, 1835.*

SIR: I have the honor to enclose, herewith, for your information, a copy of a letter from the Secretary of the Treasury, dated the 20th instant, in relation to the lands bordering on the line of the Miami canal, reserved to the United States by the act of the 24th May, 1828.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

His Excellency ROBERT LUCAS,

*Governor of Ohio, Columbus, Ohio.*

GENERAL LAND OFFICE, *March 21, 1835.*

GENTLEMEN: I herewith enclose for your information and guidance in the discharge of your official duties, a copy of a letter from the Secretary of the Treasury, dated 20th instant, in relation to the lands bordering on the line of the Miami canal.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

The REGISTER & RECEIVER,

*Wapaukonetta, Ohio.*

GENERAL LAND OFFICE, *May 26, 1835.*

SIR: You are requested to furnish to this office a certified list of all the selections of land in your district, made by the agent of the State of Ohio, for the benefit of schools in the Connecticut Western Reserve, in pursuance of the act of Congress of 19th June, 1834.

As no selections of lands on the line of the canal from Dayton to the Miami of Lake Erie are admissible, you are requested to certify on the list that no lands of that description are included. The Governor has rendered to the department a list of the selections, which cannot be finally acted on until your list is also furnished, as required by my letter of instructions on this subject, dated 21st July, 1834.

I am, &c.,

ELIJAH HAYWARD, *Commissioner.*

The REGISTER at *Wapaukonetta, Ohio.*

GENERAL LAND OFFICE, *April 2, 1836.*

SIR: It is necessary that the selection of the sections ceded to Ohio, within your district, to aid in opening the Miami canal, should be completed before you proceed to sell the lands reserved by the act of the 24th May, 1828, to the United States. That selection is not yet finished. It is, moreover, a rule of the General Land Office, when a tract of land may have been withdrawn from market for a considerable length of time, to require that the register of the land office in the district give reasonable notice of the time when it will again be subjected to sale, in order to allow purchasers a fair competition. You were, therefore, right in re-

fusing to permit Judge Holt to enter the lands for which he applied, as related in your letter of the 18th of last February.

The urgency of the current business of this office prevented an examination into the actual state of the concession until lately, and consequently delayed this acknowledgment of your letter. It is found, on investigation, that the General Land Office is not yet prepared, as above intimated, to order the United States lands abovementioned to be again exposed to sale.

I am, &c.,

ETHAN A. BROWN, *Commissioner.*

JOHN P. HELFENSTEIN, Esq.,

*Register, Lima, Ohio.*

P. S.—This letter may also serve for an answer to yours of the 6th of the past February.

E. A. B.

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GENERAL LAND OFFICE, April 2, 1836.

GENTLEMEN: An explicit answer to the inquiry of the register of the 19th February last, whether the sections of land reserved by the United States in your district, on each side of the proposed line of the Miami canal, be liable to pre-emption, is deferred for the present.

Whatever may be the conclusion on this subject, the State of Ohio, it is now thought, must take precedence till the complement of land ceded to the State for the canal shall be made up. In the meantime, until the 19th of next June, the register may permit applicants for pre-emptions, of such lands reserved, to lodge their applications and proofs in his office, (noting the time,) but will not permit an entry, nor give any acknowledgment in such cases; nor must the receiver receive any money in payment for such claims, until further directions from the General Land Office concerning them.

I am, &c.,

ETHAN A. BROWN, *Commissioner.*

The REGISTER & RECEIVER,

*Lima, Ohio.*

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COLUMBUS, OHIO, August 11, 1836.

DEAR SIR: We enclose to you the authority under which we act as commissioners to examine the books and vouchers of the canal commissioners, and those of the commissioners of the canal fund, and also to audit and adjust the same. In the progress of our examinations it has become necessary to ascertain, by an official document, a description of every tract selected and approved under the act of Congress entitled "An act to aid the State of Ohio in extending the Miami canal from Dayton to Lake Erie, and to grant a quantity of land to said State to aid in the construction of canals authorized by law," approved May 24, 1828.

We therefore request you, with as little delay as possible, to furnish us with an official statement, first, as to the grant of the five hundred thou-

sand acres, and then as to that for the extension of the Miami canal, which will give us the information desired, that they may be filed, after being recorded among the archives of the State; there being no documents here at this time by which we can test the accuracy of the sales already made, as to the identity of the tracts owned by Ohio. Samuel D. King, Esq., now your chief clerk, can, with very little trouble, according to my recollection of the matter, cause a tabular statement, in each case thereof, to be made out, giving all the information herein solicited.

As the net proceeds of these lands, in the one case, are appropriated to the payment of interest, and the ultimate redemption of the principal, of the canal debt, and in the other, to the extension of the Miami canal north of Dayton, it has become of great importance we should have the official documents requested at your hands, and under the seal of the General Land Office. So soon as the convenience of your office will permit, a compliance with the solicitations of this letter will be considered a public favor.

Per order of the board:

Your obedient servant,

ELIJAH HAYWARD, *Chairman.*

Hon. ETHAN A. BROWN,

*Commissioner of the General Land Office.*

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*A resolution appointing a committee to examine the books and vouchers of the canal commissioners.*

*Resolved by the General Assembly of the State of Ohio, That a committee of two members be appointed on the part of the House, and one on the part of the Senate, to serve as a board of commissioners, whose duty it shall be to examine the books and vouchers of the canal commissioners; also, the books and vouchers of the canal fund commissioners, and audit and adjust the same.*

*Resolved, That said board of commissioners shall meet at the city of Columbus on the first Monday of May next, at which time and place the canal commissioners, and the commissioners of the canal fund, shall present their books and vouchers to the aforesaid board for inspection and investigation.*

*Resolved, That the aforesaid board of commissioners shall make out a report, in writing, which shall be signed by them, or a majority of them, and transmit the same to the Governor on or before the first Monday of November next, stating, if practicable, the amount received by the canal fund commissioners, in each and every year since the year 1825, particularly stating what portion of the same was raised by taxation; also, what amount, if any, remains in the Treasury, applicable to the canal sinking fund; which report the Governor shall lay before the General Assembly at their next meeting.*

*Resolved, That a sense of justice to the canal commissioners, and the canal fund commissioners, the agents of the State employed in the management and superintendence of the great works of internal improvement in this State, and a sense of duty to the people, require the auditing and adjusting of the books and vouchers aforesaid.*

*Resolved*, That the Governor shall fill all vacancies which may happen in said board of commissioners as often as the same may occur.

WILLIAM MEDILL,

*Speaker pro tem. of the House of Representatives.*

ELIJAH VANCE,

*Speaker of the Senate.*

MARCH 14, 1836.

[In pursuance of the above resolution, it appears from the Journal of the House of Representatives of the 14th March, 1836, that "the Speaker announced Messrs. Creswell and Van Hook a committee on the part of the House to examine the books, vouchers, and accounts of [the] canal commissioners, and the commissioners of the canal fund." And Samuel Medary, Esq., was appointed in like manner, as a member of said committee on the part of the Senate. Previous to the time appointed for the meeting of said committee, two vacancies were reported in said committee, occasioned by the resignation of Mr. Creswell and Mr. Medary; whereupon the Governor filled such vacancies, by the appointment of Messrs. Elijah Hayward and M. Z. Krider, Esqs.]

STATE OF OHIO, }  
Secretary's Office. }

COLUMBUS, July 30, 1836.

I certify that the foregoing resolutions are correctly copied from the original roll on file in this office, and that the persons above named were duly appointed members of the committee, to act under said resolutions, as appears from the journals of the last General Assembly of this State, and the record of appointments made by the Executive of this State.

In testimony whereof I have hereunto subscribed my name, and an-

[L. S.] nixed the great seal of the State of Ohio, at Columbus, the 30th day of July A. D. 1836.

CARTER B. HARLAN,  
*Secretary of State.*

AUGUST 16, 1836.

SIR: Your favor of the 11th instant, covering a resolution of the Ohio Legislature, appointing "a committee to examine the books and vouchers of the canal commissioners," and requesting official statements relative to the grant of five hundred thousand acres, and also that for the extension of the Miami canal, has been received.

Upon examination, it is found that the business, so far as regards the action of this office upon the selections made *on account* of the grant of five hundred thousand acres, is in an unfinished state; and amidst the heavy press of business under which the office is now laboring, in consequence of the late bill for its reorganization, it will be impracticable to comply with your request for some time.

The map and other papers necessary to the selection of the Maumee canal lands, which take precedence of the other grants, are in a state of preparation; so soon as that business is despatched, the lists which you request shall be made and forwarded.

Before concluding, I embrace this opportunity to assure you and the committee that it is my ardent wish to have the selections for all these grants completed without delay, and that no effort shall be wanting on my part for its accomplishment.

I have, &c.,

ETHAN A. BROWN.

To ELIJAH HAYWARD, Esq.,  
*Chairman Canal Commissioners, Columbus, Ohio.*

P. S.—For approved lists of the selections, as far as completed, for the Miami and Dayton canal, I refer you to the Commissioner's letters of the 24th September and 8th October, 1834, transmitting them to the Governor of Ohio.

E. A. B.

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EXECUTIVE OFFICE, OHIO,  
*Columbus, April 8, 1836.*

SIR: I herewith transmit you a certified copy of an act of the General Assembly of this State, entitled "An act to organize a board of public works," passed 4th March, 1836, with resolutions appointing commissioners of said board, passed the 14th of said month; also a copy of a resolution of said board of public works, passed this day, establishing the line of such part of the Wabash and Lake Erie canal as lies within the State of Ohio; by which resolution you will perceive that they have adopted the line heretofore run by Mr. Stanberry, United States engineer, from the Indiana line to the foot of the rapids, and from thence with the northern bank of the Maumee river, to the Maumee bay. By the 4th section of the act of Congress passed 30th June, 1834, entitled "An act authorizing the selection of certain Wabash and Erie canal lands, within the State of Ohio," it is made the duty of the Commissioner of the General Land Office to furnish the commissioners appointed to select the land with a perfect map of the lands bordering on and contiguous to the Maumee river, within the State of Ohio, including the lands recently purchased from the Indians; carefully noting thereon the lands which have been sold or otherwise disposed of by the United States.

I most respectfully solicit your attention to that section of the act aforesaid, and earnestly request that you would cause to be made out and transmitted to this office, for the use of the commissioners, a map of the lands as described in said act; noting thereon the alternate sections reserved by the United States, as well as the lands that may have been heretofore sold or otherwise disposed of by the United States.

It is very important to the State to have the plat and designations soon, as the lands cannot be selected by our commissioners until such map and designations are furnished by the Commissioner of the General Land Office; after which the lands must be selected and sold, before the work on the canal can be commenced. I would also solicit your attention to my letters addressed to your predecessor on the 7th of March, 22d of April, and the 11th of June, 1834, with the accompanying documents, which are, I presume, all on file in the General Land Office. In these documents will be found the resolution accepting these lands from In-

diana, the act of Ohio authorizing their selection, the act of Indiana adopting Stanberry's line as the line of the canal, the commissions of the commissioners appointed under the act of Ohio to select the lands, and the township plat on which the line of the canal, as surveyed by Stanberry, are laid down, showing its connexion with the lines of the public surveys; together with a letter of explanation and inquiry from the Ohio commissioners. To all of these documents I solicit your particular attention, as they will give you a correct view of the proceedings that have heretofore been had by the authorities of Ohio on this subject; these proceedings we suspended on account of the difficulty about the boundary-line; this difficulty we consider to be now settled; and our board of public works have established the line of the canal, accordingly, to the Maumee bay; and we are all anxious in Ohio, as well as in Indiana, to have this important work speedily completed.

I would respectfully ask your opinion on the subject of inquiry heretofore addressed to your predecessor on the subject of these lands.

As soon as the plat and designation, as required by the act of the 30th of June, 1834, are received at this office, the Ohio commissioners will be immediately directed to proceed to select these lands, as required by law; and when selected, a copy will be forthwith transmitted to the General Land Office for approval, before the lands will be offered for sale.

With sincere respect, I am your obedient servant,

ROBERT LUCAS.

Hon. ETHAN A. BROWN,  
*Commissioner of the General Land Office.*

*Extract from a letter of the Commissioner of the General Land Office to Governor Lucas, of the 7th of October, 1836.*

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2. On the subject of the interference of the two canal grants at Defiance, to which my attention has been called in your favor of the 8th of April last, I have no hesitation in saying that, except so far as the selections for the Miami grant have already been approved, the Wabash and Erie grant has the preference; both, however, having become the property of the State of Ohio. I presume the question of precedence will not now be raised, but that the State will permit selections for the Dayton grant to be continued to the mouth of the Auglaize river, or to such point as it is intended to make the canal, more especially since the sections that would fall to the Miami grant, being those with even numbers, would alternate with the sections now assigned to the Wabash and Erie grant; and no interference between the claims of the two canals would occur, unless you insist upon satisfying that of the Wabash and Erie lines for lands sold, &c., out of those even numbers aforesaid, which you will be authorized to do; but whether it would be prudent to select them for that purpose, instead of taking the compensation elsewhere, will be a subject for your consideration. If you decide to select these lands in lieu of lands sold, &c., the fund of the Miami canal will, in my opinion, be diminished by just so much, since I find no provision in the law for compensating this line for what would thus be taken from it. With regard to the selections on account of the grant of 500,000 acres, under

the act of 1828, which have been made within the five-mile limits of the Wabash and Erie grant, and therefore might be viewed as interferences, I have only to remind you that these selections were made in the year 1830, at which time there was no official order to prevent it; and I think they must now stand on the same footing with lands sold previous to the date at which the lands within the five-mile limits were ordered to be withheld from sale or entry.

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GENERAL LAND OFFICE, December 12, 1836.

SIR: At the foot of the list which you furnished at the request of my predecessor, made in his letter of the 26th of August last, you have added as follows:

“The following are selected canal lands, marked C on the plat-book, and transferred to the tract books as sold to Ohio:

“South half of section 12, township 5 north, range 6 east, 285.15 acres.

“West half of northwest quarter of section 13, township 5 north, range 6 east, 80 acres.

“West fractional part north of Maumee river, section 2, township 5 north, range 8 east, 113.33 acres.

“Whole of north part north of Maumee river, section 3, township 5 north, range 8 east, 416.75.

“Whole of north part north of Maumee river, section 4, township 5 north, range 8 east, 265.06 acres.

“Whole of north and west parts north of Maumee river, section 5, township 5 north, range 8 east, 392.22 acres.

“Southwest quarter of section 8, township 5 north, range 8 east, 160 acres.”

I have to request that you will inform me, by return of mail, under which of the grants these selections were made—under the grant of 2d of March, 1827, to the Wabash and Erie canal, or that of the 24th of May, 1828, of five hundred thousand acres.

I am, &c.,

JAS. WHITCOMB, *Commissioner.*

REGISTER, *Lima, Ohio.*

LIMA, August 1, 1837.

SIR: The calls at this office are frequent, inquiring when the alternate sections each side of the Auglaize will be in market. An anxious desire is here manifested for the sale of the alternate sections on each side of the Auglaize, in consequence of the extension of the Miami canal, which is now advertised for contract on to St. Mary's.

Your obedient servant,

JOHN P. HELFENSTEIN.

Hon. JAMES WHITCOMB,

*Commissioner of the General Land Office.*

P. S.—Should the power for the sale of the alternate sections be with the department, can you inform me when they may be expected to be for sale, so that I can satisfactorily answer inquiries made?

GENERAL LAND OFFICE, September 9, 1837.

SIR: In reply to your letter of the 1st ultimo, advising of the solicitude that prevails for the sale of the alternate sections reserved to the United States on each side of the Auglaize river, and requesting to be informed when they may be expected to be brought into market, I have to state, that owing to the subject of the grants of land made to the State of Ohio for canal purposes not having been finally settled, it is not in my power at present to state the period when the restriction against the sale of these lands will be removed.

I am, &c.,

JAMES WHITCOMB, *Commissioner.*

To the REGISTER at Lima, Ohio.

REGISTER'S OFFICE, Lima, January 8, 1838.

SIR: The board of public works for Ohio have made application to be furnished with a plat of all the land within the bounds of the Miami canal reserve, in Mercer county. The plat has been furnished according to their designated line. It appears there are about four or five sections of United States lands within the bounds of the reserve unsold, the greater part of which is within the five-miles reservation.

A final settlement with Ohio is not yet made. Would it be advisable to furnish you a list similar to the one furnished to the board of public works of Ohio; or will you wait a report till the time you finally close with Ohio?

I am, sir, respectfully, your obedient servant,

JOHN P. HELFENSTEIN.

Hon. JAMES WHITCOMB,

*Commissioner of the General Land Office.*

HALL OF THE HOUSE OF REPRESENTATIVES,  
January 17, 1838.

DEAR SIR: Much interest is felt in the State of Ohio on the subject of the sale of the alternate sections on the Miami and Maumee canals. The subject is one of great interest to the State, but more so to the persons immediately in the section of country where these lands lie. So much anxiety exists, that the people are petitioning the State Legislature; and petitions are now already presented to Congress, and referred to the proper committee, on the same subject. It thus becomes my duty to address the department on the subject, to obtain information.

Will you be so good, sir, as to inform me what is the prospect of bringing those lands into market, and whether any thing yet remains to be done either by the United States or the State of Ohio, prior to bringing these lands into market; what causes exist to prevent such a sale of those lands at an early period, if any; and such information as may be of use to those deeply interested in the subject?

Very respectfully, your most obedient servant,

P. G. GOODE.

Hon. JAMES WHITCOMB, *Commissioner.*

GENERAL LAND OFFICE, January 29, 1838.

SIR: I have the honor to acknowledge the receipt of your communication of the 17th instant, in which you advert to the great interest manifested by the citizens of Ohio and others, on the subject of the sale of the alternate sections within the limits of the Maumee and of the Miami canal grants, and request information as to the prospect of bringing these lands again into market, or the nature of the obstacles, &c.

In reply I have to state, as regards the lands referred to in the *Maumee or Wabash and Erie canal grant in Ohio*, that by the third section of the act entitled "An act authorizing the selection of certain Wabash and Erie canal lands, in the State of Ohio," approved 30th of June, 1834, it is directed that all the lands liable to be selected shall be reserved from sale until the selections shall be made; and inasmuch as there yet remain 2,488.95 acres to be selected on the part of the State, the residue of the lands cannot be put into market without a repeal of the third section of the act just quoted.

It also seems to me proper that some provision of law should be made directing how they shall be sold, as suggested in the report from this office, which was submitted to Congress at the beginning of the present session, to which I beg leave to refer.

As regards the residue of the lands in the limits of the "Miami grant," a special record of all the correspondence, as also the lists of selection, has just been completed, with a view to an examination of the subject relating to this grant; after which it will be in my power to afford more definite information, which will be communicated as early as practicable.

I am, &c.,

JAMES WHITCOMB, *Commissioner.*

Hon. P. G. GOODE,  
*House of Representatives.*

LIMA, April 14, 1838.

DEAR SIR: The extension of the Miami canal to St. Mary's, Mercer county, creates an increased desire to get the United States reserved lands, on each side of the Miami canal, *in market*. Can I receive from you the information when these lands will be offered for sale? If a final settlement with Ohio does not speedily take place, would it not be advisable for Government to offer the lands for sale, to extend from the southern boundary to ten miles north of St. Mary's? This would enable the purchaser to put the land under improvement and cultivation as the canal progresses, and satisfy the desires of the people.

Your obedient servant,

JOHN P. HELFENSTEIN.

Hon. JAMES WHITCOMB,  
*Commissioner of the General Land Office.*

WASHINGTON CITY, June 30, 1838.

SIR: I wish to know from you whether it is considered by the department that any action of Congress is necessary in order to enable the Gov-

ernment to bring the alternate sections on the Miami canal, in Ohio, belonging to the United States, into market; or whether the department have not the power now, without any action of Congress further on that subject, to bring those United States alternate sections on the *Miami canal* into market, and to sale, forthwith; and if any action is necessary in relation thereto, and in order to their sale, what is necessary.

It is desired to obtain this information at as early a period as possible, as we are very desirous to pass the necessary laws during the present session to enable the department to sell these lands; and we are almost closed.

Very respectfully, your most obedient servant, &c.,

P. G. GOODE.

Hon. JAMES WHITCOMB, *Commissioner.*

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GENERAL LAND OFFICE, *June 30, 1838.*

SIR: In reply to your letter of this morning requesting to be informed whether any action of Congress is requisite to enable the department to bring the alternate sections reserved to the United States, on the route of the Miami and Dayton canal, into market, I have the honor to state that no further legislation is considered necessary to effect that object; and that it is contemplated to have them brought into market in the course of the present year, or as soon as the canal grant shall be finally adjusted.

I am, &c.,

JAMES WHITCOMB, *Commissioner.*

Hon. P. G. GOODE,  
*House of Representatives.*

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DAYTON, *August 29, 1838.*

DEAR SIR: When I was in Washington, about eighteen months ago, I had the pleasure of seeing you. Some conversation was had relative to the sale of the alternate sections of the Miami canal lands. A bill, I perceive, passed Congress at its late session, for the sale of the Miami canal lands; and I learn from our Representative in Congress that no law is required to bring into market the Miami canal lands. It is generally understood that as to these lands the State has made her ample selection, so that no obstacle arising from a want of adjustment of the relation of the State of Ohio to the General Government seems to exist.

Most of these lands are in the judicial circuit in which I reside; so that I necessarily visit the several counties in which they are, three times a year. I have no doubt that their being withheld from market does much and serious injury to the settlers in those counties. Their improvements are much retarded, their taxes and public duties much increased, their towns discouraged, and their general prosperity much impeded. It is useless to pretend to portray the condition of the new counties thus situated, to one so well acquainted with the difficulties and privations of the new settlers as you are. It may be sufficient to say, that the whole northwestern part of this State is seriously injured by the condition of the public lands.

The community are extremely anxious that this measure should be adopted and carried out at as early a date as convenient; more particularly when no impediment seems to be in the way of the action of the proper department, at least so far as the Miami lands are concerned. The public will hail this measure with much rejoicing. I hope it will claim such early and prompt attention from you as its importance demands.

I have the honor to be, your obedient servant,

WM. L. HELFENSTEIN.

To the Hon. JAMES WHITCOMB.

GENERAL LAND OFFICE, *September 26, 1838.*

SIR: I have to acknowledge the receipt of your communication of the 29th ultimo, on the subject of the lands remaining to the United States within the limits of the Miami canal grant north of Dayton, and the strong desire of settlers, and others, to have those lands offered for sale at an early day.

In reply, I have to state that although the department has every disposition to comply with the wishes of the settlers, by ordering an early sale of the lands in question, there are circumstances which seem to render a postponement unavoidable. It is believed that no further legislation by Congress will be required for the purpose, unless it shall be rendered necessary by some circumstances now unforeseen, which may arise out of the final adjustment of the selections on account of the canal grants, the lists of which are now being subjected to a more particular examination than has heretofore been in the power of this office to make, (for the want of a proper clerical force,) with a view of closing the whole business when the authorized agent for the State of Ohio, appointed under a recent act of her Legislature, shall present himself at the seat of Government; after which the lands may be thrown into market, and there will be no time lost on the part of this office in recommending that course.

I am, sir, &c.,

JNO. M. MOORE,  
*Acting Commissioner.*

To Wm. L. HELFENSTEIN,  
*Dayton, Ohio.*

GENERAL LAND OFFICE, *September 26, 1838.*

SIR: In reply to your communication of the 14th of April last, and for the information of your office, I herewith enclose the copy of my letter of this date to William L. Helfenstein, Esq., of Dayton, Ohio, relative to bringing into market the lands remaining to the United States within the limits of the Miami canal grant.

I am, sir, &c.,

JNO. M. MOORE,  
*Acting Commissioner.*

J. P. HELFENSTEIN,  
*Register at Lima, Ohio.*

EXECUTIVE OFFICE, OHIO,  
*Columbus, October 1, 1838.*

SIR: As long since as the 9th of April last, I addressed you on the subject of the lands still due the State, and unselected, under the grant made by Congress in aid of the Wabash and Erie canal, so far as the State of Ohio is concerned, and enclosed in my letter an act of the Legislature of Ohio, passed at the last session, "relating to the sale and management of certain lands in the State of Ohio," to which your attention was directed.

The lists of selections in this office, corrected, show that selections for that part of the canal, within the limits of Ohio, amount to 228,202.49 acres, whilst the length of the canal (87 miles and 27 chains) entitles the State to 279,480 acres; leaving a balance, to be selected, of 51,279.51 acres.

In my letter of the above date, I requested you to name a time that would be convenient to you to attend to a final settlement of this and other grants to Ohio: to this letter I have as yet received no answer, whilst I have seen, with some surprise, a proclamation for offering a part of the lands for sale, at Bucyrus, on the 15th of the present month, from which Ohio should have the right to select.

By the act of Congress of the last session, approved July 7, 1838, (page 107) it is enacted, "that after the State of Ohio shall have completed the selection of lands authorized by an act entitled 'An act authorizing the selection of certain Wabash and Erie canal lands, in the State of Ohio,' approved June 30, 1834, the President of the United States shall be, and he is hereby, authorized to proclaim for public sale the residue of the lands reserved from sale by that act." \* \* \* \*

By reference to this act you will see at once that Ohio must be first satisfied, before a sale of these reserved lands by the United States can be legally made.

Permit me again to call your attention to my communication of the 9th of April, by which you will find that an agent on behalf of Ohio, to settle this business, has been only waiting an expression on your part as to the time when you would be at leisure to attend to the settlement. Under these circumstances, I trust you will perceive the propriety of having the proclamation recalled, and the sale postponed until the claim of Ohio shall have been satisfied. Or, if this shall not meet the views of the department, it will be satisfactory to have such portion of the lands reserved from sale as will leave a sufficient quantity of good lands, proportionate to the size of the two land districts through which the Wabash and Erie canal runs, as will satisfy the just claims of Ohio.

I will only add, that whenever you shall name a time for the settlement of the claims of Ohio, an agent on behalf of the State will be immediately sent on to Washington.

Very respectfully, your obedient servant,

JOSEPH VANCE.

JAMES WHITCOMB, Esq.,  
*Commissioner of the General Land Office.*

GENERAL LAND OFFICE, November 28, 1838.

SIR: Although your letter of the 1st ultimo has not received as early reply as may have been desired, I beg leave to assure you that the subject of it has received every respectful consideration in the power of this office to afford.

From intimations contained in your special message to the Legislature of Ohio in February last, (a copy of which accompanied your letter,) it is understood that you are not unapprized that there has been a want of due precision and system attending the action of the selecting agents for the Ohio canal grant, from the commencement of the business, and consequently that no small degree of embarrassment exists in the preparation of the exhibit of the true state of the very numerous details of the whole of their transactions.

The purpose of this communication is simply to inform the Executive of Ohio, that notwithstanding much progress has been made in the investigations connected with the final settlement of those grants, the office is not yet prepared to advise with the special agent appointed by Ohio, and will not probably be in readiness until the commencement of the new year; the numerous calls on this office, required to be met at an early period of the session of Congress, just at hand, having materially interfered with its calculations and views in relation to the progress of this important work.

I have, &c.,

JAMES WHITCOMB, *Commissioner.*

His Excellency the GOVERNOR  
*of the State of Ohio, Columbus, Ohio.*

REGISTER'S OFFICE, Lima, March 23, 1839.

SIR: Sometime since I requested E. G. Barney, Esq., one of the resident engineers of the Miami canal, who had the charge of locating and running the boundary-line, to furnish me (for my private use) a plat of Miami canal reservoir.

I observed in a communication from the Governor of Ohio to the Senate of the State, made on the 5th of March instant, that preparations were making by him, in connexion with the Commissioner of the General Land Office, finally to settle the Ohio land account with the General Government. I considered it my duty to apprise you of the amount of land that would be used by Ohio, within the Miami canal reservoir, for which, possibly, Ohio has not yet accounted for.

You will observe the shaded sections and parts of sections: those shaded, are they which Ohio has taken possession of, or will be within the bounds of the reservoir;—the northwest quarter of section 19, whole of section 17, northeast quarter and east half of southwest quarter, and southwest quarter of northwest quarter, a part of which appear out of the reservoir line; but when considered that the embankment will be extensive, I am impressed that it will take the whole.

I am, respectfully, your obedient servant,

JOHN P. HELFENSTEIN, *Register.*

Hon. JAMES WHITCOMB,  
*Commissioner of the General Land Office.*

*A list of lands belonging to the United States, within the bounds of the Miami canal reservoir.*

Description of lands.	Section.	Town-ship.	Range.	Amount of acres.	Remarks.
W. $\frac{1}{2}$ of section and E. $\frac{1}{2}$ of N.E. $\frac{1}{4}$ and S. W. $\frac{1}{4}$ of N.E. $\frac{1}{4}$ - -	8	5 S.	3 E.	440.00	Prairie.
N. W. $\frac{1}{4}$ and E. $\frac{1}{2}$ of S. W. $\frac{1}{4}$ - -	17	5 S.	3 E.	240.00	Prairie.
E. $\frac{1}{2}$ of section and N. W. $\frac{1}{4}$ and E. $\frac{1}{2}$ of S. W. $\frac{1}{4}$ - -	9	5 S.	3 E.	560.00	Prairie.
S. W. $\frac{1}{4}$ - - -	10	5 S.	3 E.	160.00	Prairie.
E. $\frac{1}{2}$ of section and E. $\frac{1}{2}$ of S. W. $\frac{1}{4}$ - -	11	5 S.	3 E.	400.00	Prairie.
The whole of section - - -	7	5 S.	4 E.	693.14	Timbered land.
The whole of section - - -	17	5 S.	4 E.	640.00	Part within the line—timbered.
N. E. $\frac{1}{4}$ and E. $\frac{1}{2}$ of N. W. $\frac{1}{4}$ and S. W. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ - - -	5	5 S.	4 E.	282.58	Part within the line—timbered.
N. E. $\frac{1}{4}$ - - - - -	19	5 S.	4 E.	186.60	Part within the line—timbered.
				3,702.22	

LIMA, March 23, 1839.

GENERAL LAND OFFICE, June 19, 1839.

SIR: I have the honor to transmit, herewith, five lists, (marked A, B, C, D, and E,) described as follows:

A, exhibits lands sold and patented by the United States in the alternate Miami sections north of Dayton, in the Cincinnati and Wapaukonetta (Lima) district, since the 20th of September, 1828—the date of the Commissioner's instructions to the register to withhold the same from sale or entry, viz:

In the Cincinnati district - - - - -	acres, 11,087.80
In the Wapaukonetta (Lima) district - - - - -	17,041.33

Total, 28,129.13

B, exhibits lands sold and patented by the United States since the 19th January, 1829, the date of the selections made by the Governor in the Piqua (Lima) district, under the act approved 28th May, 1828, on account of the 500,000-acre grant. Amount in acres 310.51.

C, exhibits lands sold and patented by the United States since March 1, 1829, the date of the selections made by the Governor in the Delaware (Bucyrus) district, under the act approved 28th May, 1828, on account of the 500,000-acre grant; also of the lands sold and patented previous to the date of the selections, viz:

Sold, &c., since date of selections - - - - -	acres, 40.00
Sold, &c., previous to date of selections - - - - -	240.00

D, exhibits lands sold and patented since March 19th and 24th, June 1st and July 27th, 1832, the date of the selections made by the commissioners

in the Cincinnati district, under the act approved 2d April, 1830, in lieu of lands sold by the United States in the alternate Miami canal sections; also of lands sold and patented *previous* to the date of selections, viz:

Sold and patented since date of selections	-	acres, 2,975.68
Sold and patented previous to date of selections	-	400.00

E, exhibits lands sold and patented previous to the 10th of March, 1837, the date of the selections made by the commissioners in the Lima district, under the act approved the 2d April, 1830, in lieu of lands sold by the United States in the alternate Miami canal sections, amounting to 280.50 acres.

These lists show discrepancies and interferences, the adjustment of which will require the joint action of the State and of this office.

It will also be perceived from the lists that the sales have been carried into grant by the United States; and in case the same lands have been sold by the State, the purchasers under the United States will have to give way; but from the fact that no information of an actual conflict between the purchasers has as yet reached this office, there is reason to hope that the State has made few if any sales of the tracts in question; and that, provided the State will relinquish her claim (so far as she has not already disposed of the lands) to them, and select other lands in lieu thereof, the purchasers under the United States may be relieved—except for such tracts as are situated within the limits of the Miami canal grant, which will have to be confirmed by a special act of Congress, inasmuch as these lands were specially reserved to be sold at the increased minimum price of \$2.50 per acre.

With a view to relieve innocent purchasers, as far as in the power of the State and the General Government, I would respectfully suggest that the special agent of the State should be furnished with a particular list of the tracts sold or disposed of by the State, and be authorized, on his return to Washington, to enter into such arrangement as shall be found practicable and expedient.

This office had necessarily to rely upon the local land officers for imposing the necessary check on themselves to prevent the sale of the lands which the State authorities had requested them to reserve; the only practicable check being the marking of the selected lands on their own maps, from which the sales are made, there being no corresponding maps in which sales are indicated kept at this office. It is under these peculiar circumstances that the inadvertent sale of selections escaped the attention of this office, and have been carried into grant.

With great respect, sir, I am your obedient servant,

JAMES WHITCOMB, *Commissioner.*

His Excellency the GOVERNOR  
of Ohio, Columbus, Ohio.

WASHINGTON CITY, January 1, 1840.

SIR: Please give me the quantity and description, and boundaries, of the *land originally* taken out of market, on the *Miami canal*, in the State of Ohio, as being within five miles of the canal, and *found not to be within the five miles*, when the canal line was accurately run, and finally located. You will, I think, find a correspondence with Allen Trimble, former Governor of Ohio, on this subject, with the department, in 1828 or

1829 ; by reference to which it will be seen what lands were taken out of market, for it may give some light on the subject, by which you can trace it. Please also inform me what, or whether any, orders have been given by the department of public lands to bring those lands again into market and sale ; and whether any of them have been sold ; and if so, by what authority, by whom, at what land offices ; and how much land has been sold, and to whom, and the time when sold. I am credibly informed that sales of those lands have been made to a large amount, perhaps sixteen or seventeen thousand acres, and in large quantities to a few individuals ; and I have thought it my duty to say to you that the patents for the lands sold of the above-described *land* should, by all means, be withheld till the matter can be investigated.

An answer to this letter, at an early period, is respectfully requested.

Very respectfully, your humble servant, &c.,

P. G. GOODE.

Hon. JAMES WHITCOMB,  
*Commissioner of the General Land Office.*

—  
JANUARY 22, 1840.

The Commissioner of the General Land Office will please cause the same inquiries, as contained in the above letter, to be extended to the Maumee canal, in the Bucyrus land district, and Lima district; and make the list complete on both canals, and send it to me, containing answers to all the queries in the above letters.

P. G. GOODE.

—  
GENERAL LAND OFFICE, *March 25, 1840.*

SIR : It having become necessary for the action of this office, that correct and accurate information should be obtained of all the lands hitherto reserved from sale within the limits of the present Lima district, as being within five miles of the Auglaize river, and within a like distance of the line of the Dayton and Miami canal route, an extract from the district map on file in this office has this day been sent to the present land officers at Lima, to cause to be designated thereon the particular tracts which, according to the evidence in their office, have been withheld from sale under the several instructions of my predecessors, since the passage of the act of the 24th May, 1828, making the grant to Ohio, distinguishing particularly between the lands reserved under each instruction.

I herewith enclose a copy of the abovementioned diagram ; and may I take the liberty of requesting the aid of your recollections as to the lands reserved, by designating thereon the lines by which you were governed in carrying the instructions into effect, and to return the map to this office, at your earliest convenience.

Your compliance with these requests will be esteemed as a particular favor by this office, and will at the same time oblige a large number of the citizens of your State, who are interested in the lands.

I am, sir, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

THOS. B. VAN HORNE, Esq.,

*Late register at Wapakonetta, now at Lebanon, Ohio.*

GENERAL LAND OFFICE, *March 25, 1840.*

GENTLEMEN: It having become necessary for the action of this office, that correct and accurate information should be obtained of all the lands hitherto reserved from sale within the limits of your district, as being within five miles of the Auglaize river, and within a like distance of the line of the Dayton and Miami canal route, I herewith transmit an extract from the map of your district, on file in this office, on a scale sufficiently large to show the smallest legal subdivisions, and have to request that you will immediately cause to be designated thereon and returned to this office the particular tracts which, according to the evidence in your office, have been withheld from sale under the several instructions of my predecessors, since the passage of the act of the 24th May, 1828, making the grant to Ohio, distinguishing particularly between the lands reserved under each instruction.

A copy of the diagram, accompanied by a similar request, has also this day been sent to Thomas B. Van Horne, Esq., at Lebanon, Ohio, (one of your predecessors in office,) to whom the instructions referred to were issued, and whose recollections may aid in securing correct information.

I am, sir, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

REGISTER and RECEIVER at *Lima, Ohio.*

GENERAL LAND OFFICE, *March 25, 1840.*

SIR: I beg leave to inform you that the extracts from the map of the Lima district have this day been sent to the register and receiver at Lima, and to Thomas B. Van Horne, Esq., former register, to obtain the information as to the particular lands which were reserved from sale as being within five miles of the Auglaize river, or within a like distance of the line of the Miami and Dayton canal route in Ohio.

I am, sir, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

Hon. P. G. GOODE,

*House of Representatives.*

NEAR LEBANON, *April 3, 1840.*

SIR: I have received your letter of the 25th ultimo, accompanied by a plat of a part of the Lima land district, requesting me to designate thereon the lands reserved from sale under the instructions of Mr. Hayward, the then Commissioner. Soon after the grant was made to the State of Ohio of the alternate sections, five miles on either side of the canal line, to aid in extending the Miami canal from Dayton to the Maumee river, I, as register of the Piqua (now Lima) land district, was instructed to suspend the sale of all United States lands within five miles of the Auglaize river, north of the Wapaukonetta reservation; and after the canal line was located or established, all the United States lands within five miles of that line north of the Wapaukonetta reservation; and at a subsequent time, all the United States lands within five miles of the canal line from the south

boundary of the land district, to the north line of the Wapaukonetta reservation. The dates of the different letters of instruction I do not now recollect. As I have no plat of the district on which is accurately marked this canal line, I cannot with precision designate on the plat the lands thus reserved from sale. But as such a one must necessarily be in the General Land Office, these lines can be more accurately marked by some of your clerks than I could, without the help of such facilities as are in your possession.

When General Blackburn took charge of the receiver's office at Wapaukonetta, I acquainted him with these instructions, and he must recollect that applications to purchase these reserved lands were by me always refused. His then and present clerk (Mr. Williams) occasionally attended in my office, and they were both familiar with these instructions. I have good reason to believe that the present register also recognised and acted under these instructions; for I have been informed by some of the persons who had deposited with me while register, that they had made application for some of the lands east of the Auglaize river, and more than five miles from the Miami canal line, last spring, and were refused the privilege of entry by the register. General Blackburn informed me in autumn last, in the presence of several gentlemen living in that section of country, that he had no knowledge that any of them were subject to entry, although several thousand of acres them had been sold; and that he would have been very glad to have purchased a few tracts himself, above the minimum price, if he could have had the opportunity.

During the last year or two that I had charge of the register's office, applications for land east of the Auglaize, and more than five miles from the canal line, were frequently made; and it did happen that three or four eighty-acre lots, not quite five miles from the Auglaize, were inadvertently sold; but these sales occurred when I was not personally attending to the office. A number of the applications were filed in the office, and the purchase money received in deposit, at the request of the persons applying—they being apprehensive that the land might be brought into market at a time when they could not personally attend to the business, and under the belief that the particular tracts they wished to purchase would not, under such circumstances, be sold to another without competition.

If this communication should be satisfactory, and enable you to have designated the lands reserved on the diagram sent to me, I presume your object will be attained. If, however, it shall still be your wish that I should myself perform that act, I will do it cheerfully, if you will have the canal line marked thereon, by which the alternate sections were designated by your predecessor.

Very respectfully, your obedient servant,

THOS. B. VAN HORNE.

COMMISSIONER of the General Land Office,  
Washington.

LAND OFFICE, LIMA, OHIO, April 10, 1840.

SIR: Your letter of the 25th ultimo, accompanied with a diagram of that part of this district through which the Miami canal is to pass, has

been received, and in obedience to the instructions it contains, I have marked on the diagram all the lands that appear to have been reserved from market, agreeably to the instructions of your predecessors, on each side of the line of said canal. The tracts colored *red* were selected by authority of the Governor of the State of Ohio, to aid in the construction of the Miami canal, in accordance with the provisions of the act of Congress passed the 24th of May, 1828; those colored *yellow* were reserved to the United States, in conformity to the provisions of the same act; and those tracts colored *brown* were selected for school purposes, by commissioners appointed by the Governor of the State of Ohio for that purpose. Those sections and portions of sections that are not colored were sold, or otherwise appropriated, before these lands were suspended from sale. In referring to the instructions of your predecessors, there does not appear to be any diversity in the designation of the tracts to be reserved. The letter of Mr. Hayward, one of your predecessors, dated the 30th of April, 1834, and one from Mr. Moore, the acting Commissioner, dated the 12th of September, 1834, appear to be the only letters from the department that definitely refer to the subject.

I am, sir, very respectfully, your obedient servant,

JOHN P. HELFENSTEIN, *Register.*

The Hon. JAMES WHITCOMB,  
*Commissioner General Land Office.*

GENERAL LAND OFFICE, April 25, 1840.

SIR: In accordance with your verbal request, I have the honor to transmit, herewith, copies (marked A to I, inclusive) taken from the files and records of this office of my communication to you of the 30th of June, 1838, (marked A,) on the subject of bringing into market the United States lands on the Dayton canal route; that of the 19th of June last (marked B) to his excellency the Governor of Ohio, on the subject of certain discrepancies and interferences in the selections for the Dayton canal grant which require adjustment; and of the instructions of this office to the register and receiver of the Wapaukonetta (now Lima) district of the 28th September, 1828, and July 29, 1833, (marked C, D,) for reserving the lands within the probable limits of the grant from sale or entry, together with communications addressed to them from this office on the 29th and 30th April, and 12th September, 1834, (marked E, F, G,) relative to their permitting entries in the abovementioned limits, and transmitting lists of sections: also, copies of the letter from the present register at Lima, dated 10th instant, (marked I,) and of that from his predecessor of the 3d instant, (marked H,) in reply to a recent request made by this office, that they would designate the particular lands reserved from sale or entry in their district under instructions issued subsequent to the 24th of May, 1828—the date of the act making the grant of lands to Ohio in aid of the Dayton canal. I deem it proper to remark that, before acting further in the business, this office is awaiting the action of the proper authorities of Ohio on the suggestions contained in my communication to the Governor of the 19th June last, above referred to.

I am, sir, very respectfully, &c.,

JAMES WHITCOMB, *Commissioner.*

Hon. P. G. GOODE,  
*House of Representatives.*

## GENERAL LAND OFFICE, May 4, 1840.

SIR: I have to acknowledge the receipt of your communication of the 10th ultimo, in reply to my letter of the 25th of March last, and returning the diagram of that portion of your district which includes the Miami canal grant north of Dayton, purporting to show all the lands that have been reserved from market agreeably to the instructions of my predecessor.

On examination, it appears that you have omitted to designate the lands reserved within five miles on each side of the Auglaize river, (the probable route of the canal,) under the instructions of this office of the 28th of September, 1828, (a copy herewith enclosed, marked A,) which was particularly requested. I therefore herewith return the diagram, with the request that you will designate by a plain line the exterior limits on each side of the Auglaize river, within which all the lands were withheld from market under said instructions, so that the particular sections and parts of sections may be accurately known, and you will please to return it to this office at your earliest convenience.

I am, sir, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

J. P. HELFENSTEIN, Esq.,

*Register, Lima, Ohio.*

## GENERAL LAND OFFICE, May 4, 1840.

SIR: I have to acknowledge the receipt of your communication of the 3d ultimo, on the subject of the inquiries contained in my letter to you of the 25th of March last, and, in accordance with your request, herewith enclose a copy of the diagram referred to in your letter, showing the route of the Dayton canal, according to the map on file in this office, which it is hoped will enable you to lay down the exterior limits of the lands reserved from sale, under the instructions—1st, as being within five miles of the Auglaize river; 2d, as being within five miles of the canal route.

I am, sir, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

THOS. B. VAN HORNE, Esq.,

*Near Lebanon, Ohio.*

## NEAR LEBANON, May 25, 1840.

SIR: Herewith you will receive the diagram sent me with your communication of the 4th instant. I was from home when your letter arrived, or I should have attended to it earlier.

I have marked, as accurately as I could with the means at my command, the exterior lines five miles west of the Miami canal line, and five miles east of the Auglaize river. In construing my instructions strictly, I was always of opinion that the section lines east and west would be the base on which to measure the five miles; yet I refused applications for land entries within five miles of the river in any direction, northeast, southeast, northwest, or southwest—the meanders of the river frequently approaching

land as near as three miles, which, in a direct east or west line, was five distant. I also refused applications for any part of a section that a five-mile parallel line would divide, not knowing whether the ten miles would be strictly measured five miles east or five miles west; or whether, when the alternate sections should be designated, the Commissioner would refuse to divide sections; and it appears that in this I acted correctly, as entire sections were designated, some of the outside sections being a little more, and some a little less, than five miles from the line.

Very respectfully, your obedient servant,

THOMAS B. VAN HORNE.

COMMISSIONER of the  
*General Land Office, Washington.*

WASHINGTON CITY, July 9, 1840.

SIR: I have to request you to forward me a copy of my letter to you of the 1st of January last, in relation to the sale of lands lying in certain reserves on the Miami and Wabash and Erie canals; and, also, you will please inform me whether the register of the land office at Lima, Ohio, has replied to your communication to him of the 4th of May last; and if so, give me the reply; and if not, give me a copy of your communication to him of the 4th of May last.

Respectfully, your most obedient, &c.,

P. G. GOODE.

Hon. JAMES WHITCOMB,  
*Commissioner General Land Office.*

GENERAL LAND OFFICE, August 19, 1840.

SIR: Your letter of the 1st of January last requests to be informed of the "quantity and description, and boundaries, of the *lands originally* taken out of market on the Miami canal, in the State of Ohio, as being within five miles of the canal, and found not to be *within the five miles*, when the canal line was accurately run and finally located;" also, "what, or whether any, orders have been given by the department of public lands to bring these lands again into market and sale, and whether any of them have been sold; and if so, by what authority, by whom, and what land officers; and how much land has been sold, and to whom, and the time when sold."

The copies of the correspondence which I had the honor to furnish you with my communication of the 25th of April, 1840, will serve to show the instructions given by my predecessors for reserving from sale the lands on each side of the canal and Auglaize river, and within the distance of five miles thereof.

The duty of marking the reservations under Commissioner Graham's instructions of the 28th September, 1828, (which embrace the lands inquired of by you,) directing all lands within five miles of the Auglaize river, on either side, to be withheld from sale, was entirely confided to the land officers, who could best enforce the restriction, by appropriately marking the outlines thereof on the township plats, which are necessarily

required to be referred to whenever entries of land are made. Whether or not these outlines were ever actually marked, this office has not been apprized, although two several letters have been addressed to the register at Lima, enclosing diagrams of his district, with instructions to mark them as exhibited on his plats, and return them for the guidance of this office, without receiving satisfactory replies. A letter was also addressed to Mr. Van Horne, (who was register at the date of instructions,) requesting him to furnish such information as might be in his power. In reply, he states the principle by which he was governed in his reservations; in accordance with which a line has been run *at this office*, embracing, as is supposed, such reservation.

These are the best data in possession of this office, and upon which the answer to your call (which has been attended to as promptly as the exigencies of business would permit) has been made up; and from an elaborate examination and comparison of the lands within the outlines, so ascertained with the books of this office, it appears that since the canal line was located, a considerable quantity of the land embraced within said lines, and designed to be reserved under the instructions above referred to, has been sold; and prior to a knowledge of the fact at this office of their being so situated, much of it has been patented, and a considerable quantity has been sold, the certificates for which have been suspended, and await future action.

It would appear from the foregoing facts that, after the canal line was actually determined on, the land officers treated the instructions of Mr. Graham, so far as they affected such of those lands as were found to be without the *actual* limits of five miles from the canal, as being virtually rescinded: they did not so act under any instructions from this office; and it is to be remarked that the general instructions for the conduct of registers, in all cases where land has been withheld from private entry *for any cause*, bears date 1st January, 1836, prior to which time a major part of the lands herein alluded to as patented had been sold. As the sale of the lands in question by the land officers at Lima, following the example of their predecessors, involves the right of this office under the law to issue the last mentioned instructions, and as it appears from the letter of the Solicitor of the Treasury (herewith enclosed) that the validity of those instructions is controverted in a suit pending in the supreme court of Ohio, in relation to other lands, it is intended, in accordance with the recommendation of that officer, to withhold the remaining patents on all such sales until the question is judicially determined.

I have the honor to be, sir, very respectfully, your obedient servant,  
JAMES WHITCOMB, *Commissioner.*

Hen. P. G. GOODE,  
*Sydney, Shelby county, Ohio.*

*Abstract of sales made at Lima, Ohio, in the "additional sections," along the route of the Miami and Dayton Canal, subsequently to the 28th of September, 1828.*

Date.	No. of receipt.	Part of section.	Section.	Town-ship.	Range.	Quantity.	Names of purchasers.
Aug. 24, 1829	511	Northeast quarter	21	2 south	6 east	Acres, 160.00	David Sim
Nov. 7, 1829	523	East half of southwest quarter	33	2 south	6 east	80.00	John Ensler
Sept. 5, 1830	544	West half of southeast quarter	22	4 north	5 east	83.92	Benjamin Grove
Nov. 25, 1830	561	West half of southeast quarter	5	3 south	6 east	80.00	Henry Hufer
Feb. 18, 1831	569	East half of northwest quarter	19	3 south	6 east	88.49	Smith Creneau
Mar. 14, 1831	571	East half of northwest quarter	31	1 north	6 east	5.87	Abraham Sarber
Oct. 6, 1831	612	South fraction of south half	19	3 south	6 east	88.49	Smith Creneau
Oct. 12, 1831	613	West half of northwest quarter	11	1 north	5 east	77.00	William Scott
Nov. 8, 1831	620	West fraction of southwest quarter	33	2 south	6 east	80.00	Amuel Weaver
Nov. 8, 1831	621	West half of southwest quarter	33	2 south	6 east	80.00	Sanford Burch
Nov. 8, 1831	622	East half of northwest quarter	33	2 south	6 east	80.00	Arnold Burch
May 8, 1832	686	Northeast fraction of northeast quarter	1	1 south	5 east	7.91	John Cook
July 4, 1832	714	Northwest of southwest quarter	30	2 south	6 east	42.70	Samuel Stukley
Sept. 5, 1832	759	Northeast of quarter	5	3 south	6 east	171.58	Daniel D. Conrad
Mar. 29, 1833	1362	Northeast of southwest quarter	28	2 south	6 east	40.00	James Nicholas, jun.
April 17, 1833	1418	Northwest fraction of south half	10	1 north	5 east	83.00	John Ridanour
April 22, 1833	1435	West half and southeast of southwest quarter	28	2 south	6 east	120.00	James Nicholas
May 7, 1833	1500	South west of southeast quarter	3	3 north	5 east	40.00	John Evans
May 11, 1833	1515	Southeast fraction of east half	22	4 north	5 east	84.13	Isaac Hall
May 18, 1833	1560	East half of southwest quarter	3	3 north	5 east	80.00	John Evans
May 20, 1833	1566	East half of northwest quarter and west half N. E.	33	4 north	5 east	160.00	Absalon Taylor
May 20, 1833	1567	Southeast quarter	33	4 north	5 east	160.00	Emmanuel Shank
June 1, 1833	1620	Northeast of southwest fractional quarter	30	3 south	6 east	42.70	Henry Clapper
July 2, 1833	1708	West fraction of southwest fractional quarter	22	4 north	5 east	87.02	John Nossinger
July 20, 1833	1757	East half of northeast quarter	4	3 north	5 east	85.00	John Evans
July 20, 1833	1758	West half of northwest quarter	3	3 north	5 east	81.65	John Evans
July 30, 1833	1770	Southeast fraction of south half	10	1 north	5 east	79.00	David Mackrill
Aug. 31, 1833	1843	Northeast quarter	19	2 south	6 east	160.00	Richard Richards
Oct. 5, 1833	1934	Northwest of southeast quarter	28	2 south	6 east	40.00	Evan Morgan
Oct. 11, 1833	1961	Northeast quarter	4	3 south	6 east	176.15	John Brower
Oct. 11, 1833	1962	Southeast quarter	4	3 south	6 east	160.00	John Brower
Nov. 28, 1833	2088	East half of northwest quarter	19	3 north	5 east	80.00	David Cummings
Jan. 1, 1834	2276	Southwest quarter	19	2 south	6 east	169.58	Shadrack Benham

2277	1, 1834	Northwest of southeast quarter	19	6 east	Samuel C. Benham
2279	Feb. 15, 1834	Northeast of southeast quarter	38	2 south	David Morgan
2288	Feb. 20, 1834	Southwest of southeast quarter	28	2 south	Richard E. Thomas
2289	Feb. 20, 1834	Northeast, fractional quarter	28	2 south	Abijah Ives
2291	Feb. 20, 1834	West half and northeast of northwest quarter	9	1 north	Charles Smith
2291	Mar. 13, 1834	Southeast quarter	10	1 south	John F. Kahle
2291	April 2, 1834	Southeast of southeast quarter	15	1 south	Thomas Jones
2291	April 7, 1834	East half and east half of northwest quarter	19	2 south	John M. Sandford
2291	April 14, 1834	Southwest of southwest quarter	30	3 south	Henry Gibler
2290	May 3, 1834	Northwest of southeast quarter	32	1 south	Wesley Burgoyne
2290	May 3, 1834	Northeast of southwest quarter	19	1 south	Senath Cummings
2290	May 12, 1834	Southwest quarter and south half of N. W. quarter	29	1 south	Peter Zeiring
2290	May 12, 1834	Southwest of southwest quarter	31	1 south	Thomas Levingood
2290	May 21, 1834	Northeast quarter	5	2 south	Thomas Dekin
2290	May 21, 1834	Southwest of southwest quarter	19	3 north	Joseph Wortimbre
2290	May 21, 1834	Southeast of northeast quarter	20	3 north	Joseph Wortimbre
2290	May 26, 1834	Southwest of northwest quarter	5	2 north	James Moore
2290	May 26, 1834	Northeast quarter	19	2 south	James Johnson
2290	July 18, 1834	Northeast of southeast quarter	19	3 north	Richard Vanakiver
2290	July 23, 1834	West half of southeast quarter	9	1 south	Joseph Miller, jr.
2290	July 24, 1834	West half of southwest quarter	29	2 north	John Ridanour
2290	Aug. 2, 1834	West fraction of northwest quarter	30	3 north	John M. Sandford
2290	Aug. 2, 1834	Southwest of S. E. $\frac{1}{4}$ and S. E. $\frac{1}{4}$ and W. $\frac{1}{4}$ S. W. $\frac{1}{4}$	19	3 north	John M. Sandford
2290	Aug. 8, 1834	Northeast of southeast quarter	19	3 north	Wesley Burgoyne
2290	Aug. 11, 1834	East half of northwest quarter	20	3 north	Edmon Heron
2290	Aug. 12, 1834	Southeast of southeast quarter	28	2 south	Neal Clark
2290	Aug. 13, 1834	West part of northwest quarter	19	3 north	Jacob Guer
2290	Aug. 20, 1834	East half of northwest quarter	19	2 south	Eliab Cartman
2290	Sept. 1, 1834	West half of northwest quarter	19	2 south	Thomas Griffis
2290	Sept. 2, 1834	East half of northeast quarter	5	2 north	William Mansfield
2290	Sept. 2, 1834	Southeast of northeast quarter	11	1 south	Daniel Swayze
2290	Sept. 2, 1834	North half of northeast quarter	10	1 south	Arthur McCracken
2290	Sept. 3, 1834	Northwest quarter	15	1 south	Joseph Young
2290	Sept. 6, 1834	West half of northwest quarter	30	2 south	Rudolph Shank
2290	Sept. 25, 1834	South half of southeast quarter	9	3 south	Jacob Terier
2290	Sept. 25, 1834	Southeast of northeast quarter	10	1 south	Arthur McCracken
2290	Oct. 2, 1834	Northeast of northeast quarter	11	1 south	Daniel Swayze
2290	Oct. 2, 1834	Southeast quarter	2	1 south	John Swayze
2290	Oct. 15, 1834	East half of northeast quarter	24	3 south	Michael Bowers
2290	Oct. 15, 1834	Northwest of northwest quarter	24	3 south	Griffith John
2290	Oct. 18, 1834	Southeast of southwest quarter	10	1 south	William Young
2290	Nov. 14, 1834	West half and northeast of northwest quarter	5	2 south	John Denebaugh

## ABSTRACT—Continued.

Date.	No. of receipt.	Part of section.	Section.	Town-ship.	Range.	Quantity.	Names of purchasers.
Nov. 26, 1834	3517	West half of northwest quarter	9	2 south	6 east	80.00	Thomas Williams
Nov. 27, 1834	3521	West half of northeast quarter	27	1 south	6 east	80.00	Samuel Harman
Dec. 12, 1834	3565	Northeast of southwest quarter	15	1 south	6 east	40.00	John Ridgour
Feb. 6, 1835	3630	East half of southwest quarter	32	1 north	6 east	80.00	George G. Baker and Charles L. Bolt.
Feb. 6, 1835	3643	West half of northwest quarter	9	3 south	6 east	80.00	John Stalter
Feb. 6, 1835	3679	West half of northeast quarter and S. W. of N. E. 1	21	1 south	6 east	80.00	Henry N. Meyers
April 25, 1835	3911	Northeast of southeast quarter	9	3 south	6 east	40.00	Thomas Cockran
May 11, 1835	3959	West half of northeast quarter	11	1 south	6 east	80.00	John S. Spencer
July 9, 1835	4244	Northwest of southwest quarter	32	1 north	6 east	40.00	Ambrose Rice
Aug. 10, 1835	4383	Northeast of northeast quarter	19	3 north	5 east	40.00	Foreman Evans
Aug. 19, 1835	4428	Southeast of northeast quarter	19	3 north	5 east	40.00	John M. Sandford
Aug. 20, 1835	4432	Southeast of northwest quarter	11	1 south	6 east	40.00	Thomas R. McCain
Aug. 20, 1835	4433	West half of southeast quarter	31	1 north	6 east	80.00	Sheldon Guthrie
Aug. 25, 1835	4456	Southwest quarter	17	1 north	6 east	160.00	Alexander Berryhill
Sept. 22, 1835	4571	West half and northeast of northeast quarter	5	2 south	6 east	120.00	Marcus D. L. F. Labin
Sept. 22, 1835	4572	Southeast of northeast quarter and N. E. of S. E. 1	5	2 south	6 east	80.00	George G. Tyson
Oct. 26, 1835	4885	East half of northwest quarter	9	1 north	6 east	80.00	Brockman Brower
Oct. 26, 1835	4921	East half of northwest quarter	9	3 south	6 east	80.00	John Conrad
Nov. 3, 1835	4997	Southwest of northwest quarter	2	1 south	6 east	47.80	Hugh Crawford
Oct. 14, 1835	4694	North half of southwest quarter	5	2 south	6 east	80.00	Elijah J. Sabin
Oct. 16, 1835	4712	Southwest of southwest quarter	30	2 south	6 east	42.70	William Bassard
Nov. 5, 1835	5021	Southwest and west half of southeast quarter	5	2 south	5 east	240.00	James Seymour
Nov. 21, 1835	5026	Northeast quarter	8	2 south	5 east	160.00	Jenkin Edwards
Nov. 21, 1835	5186	Southwest of northeast quarter and N. W. of S. E. 1	22	1 north	6 east	80.00	Polash Pierce
Dec. 10, 1835	5374	Southwest of southeast quarter	20	3 north	5 east	40.00	John Kemble
Dec. 23, 1835	5416	East half	20	1 north	6 east	320.00	John Kemble
Dec. 23, 1835	5417	Northwest quarter	21	1 north	6 east	160.00	John Kemble
Dec. 23, 1835	5418	East half of northwest quarter	20	1 north	6 east	80.00	Jacob Petit
Dec. 23, 1835	5419	South half of southeast quarter	17	1 north	6 east	80.00	John Crow
Dec. 23, 1835	5450	East half of southeast quarter and west half of S. W. 1	20	3 north	5 east	160.00	Demas Adams
Dec. 28, 1835	5451	North half of northeast quarter	29	3 north	5 east	80.00	Demas Adams
Jan. 2, 1836	5455	East half of northeast quarter	21	1 north	6 east	80.00	Jacob Myers
Jan. 7, 1836	5527	Northeast of southwest quarter	20	3 north	5 east	10.00	Court H. Gressar

7, 1836	5523	Southeast of southwest quarter	5 east	40.00
Jan. 7, 1836	5520	Northwest of northeast quarter	5 east	200.00
Jan. 9, 1836	5544	Southwest of northeast quarter	10	40.00
Jan. 23, 1835	5628	East half of northeast quarter	8	80.00
Feb. 17, 1836	5583	Northwest of northwest quarter	2	40.00
Feb. 20, 1836	5584	Southwest of southeast quarter	22	40.00
Mar. 18, 1836	6061	Northwest of northeast quarter	15	40.00
April 9, 1836	6245	East half of southeast quarter	27	40.00
April 11, 1836	6258	North half of southeast quarter	17	80.00
May 3, 1836	6457	West half of northwest quarter	9	80.00
May 5, 1836	6472	East half of northeast quarter	7	80.00
May 9, 1836	6493	Northeast of southeast quarter	6	40.00
May 9, 1836	6494	Southeast of southeast quarter	6	40.00
May 9, 1836	6499	East half of northwest quarter	8	80.00
May 9, 1836	6500	Northeast quarter	8	160.00
May 10, 1836	6501	Southeast quarter	5	160.00
May 12, 1836	6516	Northwest of southeast quarter and S. W. of N. E.	9	40.00
May 17, 1836	6582	West half of southeast quarter	27	80.00
May 19, 1836	6614	Southwest of southeast quarter	6	40.00
May 19, 1836	6617	East half of northeast quarter	35	80.00
May 24, 1836	6733	West half of northeast quarter	8	80.00
May 28, 1836	6831	Southeast of southeast quarter	7	40.00
May 28, 1836	6847	West half of southeast quarter	5	80.00
May 30, 1836	6878	North half of northeast quarter	22	80.00
June 6, 1836	6879	Southwest quarter	17	160.00
June 6, 1836	7013	Northeast quarter	7	160.00
June 23, 1836	7019	Southeast of northwest quarter	5	49.88
June 23, 1836	7143	Southeast quarter	17	160.00
June 25, 1836	7144	East half of northwest quarter	31	80.00
June 25, 1836	7173	Northwest of northeast quarter	9	40.00
June 27, 1836	7192	Southwest quarter	31	124.44
June 30, 1836	7231	Northwest of southeast quarter	6	29.25
July 8, 1836	7325	East half of northeast quarter	15	80.00
July 9, 1836	7328	East half of northeast quarter	6	70.08
July 15, 1836	7401	West half of northeast quarter	6	80.00
July 14, 1836	7397	East half of northeast quarter	6	80.62
July 26, 1836	7454	Southeast of southeast quarter	22	40.00
July 26, 1836	7456	East half of northeast quarter	22	80.00
July 29, 1836	7490	West fraction of southeast quarter	7	81.60
Aug. 5, 1836	7598	East half and northwest of southeast quarter	31	120.00

## ABSTRACT—Continued.

Date.	No. of receipt.	Part of section.	Section.	Town-ship.	Range.	Quantity.	Acres.	Names of purchasers.
Aug. 6, 1836	7599	Northwest fraction of west half, southeast quarter, northeast of S. E. 4, and W. $\frac{1}{4}$ of S. W. 4.	7	1 north	6 east	362.24	Henry W. Hack & Isaac S. Smith.	
Aug. 11, 1836	7676	East half of northwest quarter	2	1 north	6 east	95.59	William & James Taylor	
Aug. 11, 1836	7698	West half of southwest quarter	33	1 north	6 east	80.00	William & James Taylor	
Aug. 11, 1836	7699	East half of southwest quarter	35	1 north	6 east	80.00	Curtis L. Avery	
Aug. 15, 1836	7761	West half of northwest quarter	8	1 north	6 east	80.00	William Goldsmith	
Aug. 17, 1836	7802	Northwest of northeast quarter	22	2 north	5 east	40.00	William Janes	
Aug. 17, 1836	7803	Northwest quarter	22	2 north	5 east	160.00	Philip Bellinger	
Aug. 17, 1836	7804	East half of northeast quarter	22	2 north	5 east	80.00	Philip G. Holtzel	
Aug. 26, 1836	7896	Southeast of southwest quarter	5	1 north	6 east	40.00	Alexander Berryhill	
Sept. 5, 1836	7994	Northeast of northeast quarter	26	1 north	6 east	40.00	Henry Haster	
Sept. 30, 1836	8296	East half of southwest quarter	21	1 north	6 east	80.00	Christian Broward	
Oct. 15, 1836	8437	West half of southwest quarter	21	1 north	6 east	80.00	John Ayres	
Oct. 15, 1836	8438	Northeast of northeast quarter	28	1 north	6 east	40.00	James Ayres	
Oct. 21, 1836	8521	West half of southeast quarter	26	1 north	6 east	80.00	Bernard Kemper	
Oct. 22, 1836	8536	East half of northeast quarter	9	2 south	6 east	80.00	Jeremiah Spangler	
Oct. 22, 1836	8541	Northeast quarter	2	1 south	6 east	192.69	Frederick Henderson	
Oct. 24, 1836	8542	Southeast quarter	35	1 north	6 east	160.00	William Taylor	
Oct. 24, 1836	8544	West half of northeast quarter	33	1 north	6 east	80.00	William Taylor	
Oct. 24, 1836	8559	{ Southeast of southwest quarter and }	15	1 north	5 east	80.00	Christian Gausy.	
Oct. 27, 1836	8600	Northwest of southwest quarter	26	1 north	6 east	40.00	Henry Osenback	
Nov. 1, 1836	8614	Southwest of northeast quarter	15	1 north	6 east	40.00	Adam Reidenger	
Nov. 3, 1836	8626	East half of southeast quarter	22	1 south	6 east	80.00	Edward Jones	
Nov. 10, 1836	8677	Southeast quarter	6	1 north	6 east	160.00	Philip Warner	
Nov. 11, 1836	8814	East half of southeast quarter	27	1 north	6 east	80.00	Casher Gerdman	
Nov. 11, 1836	8815	Southeast of northeast quarter	26	1 north	6 east	40.00	George H. Martin	
Nov. 15, 1836	8850	North half of southeast quarter	23	1 north	6 east	80.00	Joseph Eichhold	
Nov. 19, 1836	8912	Southeast of southeast quarter	26	1 north	6 east	40.00	Bernard Kemper	
Nov. 19, 1836	8916	Southwest of southwest quarter	15	1 north	6 east	40.00	John F. Kahle	
Nov. 19, 1836	8917	West half of northeast quarter	23	1 north	6 east	80.00	John F. Kahle	
Nov. 26, 1836	8979	Northwest quarter	26	1 north	6 east	160.00	George Holderman	
Nov. 26, 1836	8980	East half of northeast quarter	27	1 north	6 east	80.00	George Holderman	
Nov. 26, 1836	8981	West half of northwest quarter	35	1 north	6 east	80.00	John Painter	

Nov. 26, 1836	8982	East half of northeast quarter	34	1 north	80.00	John Painter
Nov. 29, 1836	9038	Northwest quarter	22	1 north	160.00	Hezekiah Fagen
Nov. 29, 1836	9039	East half of southwest quarter	22	1 north	80.00	Edward Kirkendall
Nov. 29, 1836	9040	West half of southwest quarter	22	1 north	80.00	James Rogers
Nov. 29, 1836	9041	East half of southeast quarter	21	1 north	80.00	Lorenzo Gay
Nov. 29, 1836	9042	West half	27	1 north	320.00	Jesse Gay
Dec. 3, 1836	9074	East half of northwest quarter	35	1 north	80.00	William Robinson
Dec. 12, 1836	9121	West half of northeast quarter	34	1 north	80.00	Jacob Smith
Dec. 15, 1836	9182	Southwest of southeast quarter	27	1 north	40.00	Anthony Fenger
Dec. 23, 1836	9197	Northeast of northeast quarter	5	1 north	37.74	Christian Schenck
Jan. 12, 1837	9248	Northwest of southwest quarter	26	1 north	40.00	Bernard Gisher
Jan. 13, 1837	9252	Southwest of northeast quarter	6	4 south	34.73	Henry Kridler
Jan. 28, 1837	9318	{ Northeast of northwest quarter, and }	26	1 north	80.00	John Gisken
Jan. 28, 1837	9320	Southwest of southwest quarter	9	3 south	40.00	John C. Bonnan
Feb. 8, 1837	9398	Southwest of northeast quarter	22	1 north	40.00	Henry Henke
Feb. 10, 1837	9414	West half of northeast quarter	9	2 south	80.00	Cadwallader Jones
Feb. 11, 1837	9415	Northeast of northeast quarter	9	3 south	40.00	William Knittel
Mar. 24, 1837	9569	Northwest of northeast quarter	21	1 north	40.00	Jacob Myers
June 19, 1837	10189	{ Northwest of southeast quarter, and }	27	1 north	80.00	John Garrils
June 16, 1837	10177	Northwest of northeast quarter	6	4 south	35.35	Peter Argar
June 17, 1837	10183	Southwest of northeast quarter	7	4 south	40.00	Philip Herzing
June 19, 1837	10187	Southwest of southeast quarter	27	1 north	40.00	Eli Clutz
Dec. 13, 1837	10474	West half and northeast of southeast quarter	7	4 south	98.99	Elijah G. Barney
Jan. 12, 1838	10193	Northeast of northwest quarter	34	1 north	40.00	Anthony Fenger
Mar. 6, 1838	10543	Southeast of northeast quarter	22	1 south	40.00	Robert Duncan
Dec. 5, 1838	10987	West fraction of northeast quarter	7	4 south	58.48	Elijah G. Barney
Feb. 2, 1839	11066	Northeast of northeast quarter	27	1 south	40.00	Jonas Moneysmith
May 17, 1839	11232	{ Southeast of southwest fraction, and }	30	2 south	128.21	John Bates
May 17, 1839	11233	East half of northwest quarter	19	2 south	40.00	John Bates.
May 17, 1839	11234	Southwest of southeast quarter	18	2 south	652.38	John Bates.
May 17, 1839	11235	All	33	1 south	320.00	John Bates.
May 17, 1839	11236	West half	9	1 south	160.00	John Bates.
May 17, 1839	11237	Southwest quarter	6	1 south	80.00	John Bates.
May 17, 1839	11238	East half of southeast quarter	9	1 south	162.15	John Bates.
May 17, 1839	11239	Northwest fractional quarter	18	1 south	640.00	John Bates.
May 17, 1839	11240	All	36	3 south	640.00	John Bates.
May 17, 1839	11241	South half, east half of northwest quarter, and west half of northeast quarter.	25	3 south	480.00	John Bates.
May 17, 1839	11242	West fractional half	24	3 south	357.76	John Bates.

## ABSTRACT—Continued.

Date,	No. of recipi.	Part of section.	Section.	Town- ship.	Range.	Quantity.	Names of purchasers.
May 17, 1839	11250	South half, and northeast of southwest quarter	36	1 north	5 east	Acres, 107.46	John Bates.
May 17, 1839	11251	All	26	1 north	5 east	640.00	John Bates.
May 17, 1839	11252	North half	19	1 north	6 east	320.72	John Bates.
May 17, 1839	11253	Southwest fractional quarter	30	1 north	6 east	158.83	John Bates.
May 17, 1839	11254	Southeast quarter, and west half of northwest half	20	1 north	6 east	240.00	John Bates.
May 17, 1839	11255	All	24	3 north	4 east	610.00	Wilson Shannon.
May 17, 1839	11256	All	25	3 north	4 east	610.00	Wilson Shannon.
May 17, 1839	11257	All	36	3 north	4 east	610.00	Wilson Shannon.
May 17, 1839	11258	All	36	3 north	4 east	610.00	Wilson Shannon.
May 21, 1839	11259	All	23	1 north	5 east	640.00	Wilson Shannon.
May 21, 1839	11260	All	24	1 north	5 east	640.00	Wilson Shannon.
May 21, 1839	11261	All	25	1 north	5 east	640.00	Wilson Shannon.
May 21, 1839	11262	Southeast quarter	19	1 north	6 east	160.00	Wilson Shannon.
June 3, 1839	11333	Southwest of northwest quarter	24	3 south	5 east	40.00	James Johnston.
July 12, 1839	11432	South part of northeast quarter	5	1 north	6 cast	80.00	Samuel R. Fly.
July 12, 1839	11433	West half of southwest quarter	5	1 north	6 east	80.00	William Dainsell.
July 12, 1839	11436	South part of northwest quarter	5	1 north	6 east	80.00	Asahel Watson.
Aug. 14, 1839	11485	Southwest of northeast quarter	26	1 north	6 east	40.00	Joseph Derr.
Aug. 14, 1839	11486	S. E. of S. W. quarter and N. E. of S. E. quarter	26	1 north	6 east	80.00	John Bates.
Sep. 13, 1839	11533	West half of northwest quarter	34	1 north	6 east	80.00	Samuel B. Rice.
Sep. 28, 1839	11543	Northeast quarter	31	2 north	6 east	160.00	David J. Dill.
Sep. 28, 1839	11545	Southeast quarter	31	2 north	6 east	160.00	Adrian Bone.
						27,769.78	

## RECAPITULATION.

Amount patented	Acres.
Amount unpatented	17,369.45
	10,400.33
	27,769.78

GENERAL LAND OFFICE, December 14, 1840.

SIR: I herewith transmit to you a copy of a letter of instructions from the Secretary of the Treasury, dated 1st instant, with a copy of the extract from the Cleveland (Ohio) Herald, therein alluded to, and have to call your particular attention to the suspicious and imputations of favoritism and fraud in reference to the Ohio canal lands referred to in this extract.

Inasmuch as it cannot be understood how any charge of fraud or malpractice can apply to any action respecting the particular tracts of land designated in the proclamation of the 1st of October last, the sale of which is yet to take place, the irresistible inference is, that those remarks are designed to apply to some other canal land reserves, or *land originally withheld from sale within the presumed five-mile limits of the Ohio canal reserves.*

The course of proceeding adopted at your office in carrying into effect the instructions of this office, to withhold from entry the lands in the Auglaize valley, within five miles of *the river* as well as of the *canal*, was the subject of inquiry in my letter of the 25th of March last, to which your reply of the 10th of April following was received. That reply was unsatisfactory, inasmuch as the letter above referred to directed you to designate on the diagram which was enclosed the lands reserved from sale in your district, within "five miles of the *Auglaize river*, and within a like distance of the Dayton and Miami canal;" and on its return it was perceived that you had, as remarked in your reply, *only* laid down those "that appear to have been reserved from market" "on each side of the *line of the canal*." You also stated in your reply that "the letter of Mr. Hayward, dated the 30th of April, 1834, and one from Mr. Moore, acting Commissioner, dated the 12th of September, 1834, appear to be the only letters from the department that definitely refer to the subject;" from which it appearing that you were ignorant of the existence of the instructions of the 28th September, 1828, another letter was written to you, dated the 4th of May last, reiterating the instructions of the 25th March preceding, and enclosing a copy of the instructions of September, 1828: to this no reply has, at this late day, been received. This office is at some loss to understand how these instructions (of September, 1828) could have been overlooked by you, as Mr. Van Horne, your predecessor, in a letter to this office, dated the 25th June, 1832, states, that in conformity therewith, *he* had reserved from sale all lands within five miles of the Auglaize river, from Defiance to Wapaukonetta; and in another, dated the 25th of May, 1840, he states "that he refused applications for land entries within five miles of the river, in any direction, northeast, northwest, southeast, and southwest."

The line by which he was governed, it is presumed, is laid down on the plats of your office, (*the duty of marking the reservation under those instructions having been entirely confided to the land officers*, who could best enforce the restriction by appropriately marking the outlines thereof on the plats, which are necessarily required to be referred to whenever entries of land are made,) and I am under the necessity of calling your attention to my letter of the 4th May last, and requesting to it your immediate attention, as it appears that those instructions have not been regarded.

Many inquiries relative to the lands embraced therein have been made

at this office, and it is presumed that the imputations contained in the enclosed extract have reference thereto.

The instructions of 1828 have never been rescinded; and it was ever the intention of this office, that when the lands embraced thereby, not comprehended within the actual limits of the canal reserve, were brought into market, to give by a sufficient public notice, to all desirous of obtaining them, *an equal chance*. The instructions to your predecessor, dated the 29th of July, 1833, contains the following language: "The only safe course which can now be pursued is not only to withhold, agreeably to the instructions of 1828, all lands within five miles of the Auglaize, but all others which may be within five miles of the line of the canal route. Your sale of lands formerly reserved as within five miles of the Auglaize, but which are more than that distance of the canal line, was improper at this time; for if it should be decided to release from the reservation the lands which are more than five miles from the canal line, the lands so released should not have been sold until, by sufficient public notice, the persons interested were apprized that the lands would, upon a specified day, be liable to private entry;" and the 9th section of the instructions of the 1st of January, 1836, directs that where lands have been once withheld from entry, *thirty days'* public notice must be given before they are again subject to sale.

I am, sir, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

REGISTER, *Lima, Ohio.*

GENERAL LAND OFFICE, *December 19, 1840.*

SIR: Since the date of my letter to you of the 14th instant, relative to the Miami canal lands, and calling your immediate attention to the unanswered letter from this office to you of the 4th of May last, which directed you to designate on the diagram then enclosed, the outlines (which were or should have been laid down on the plats of your office) of the body of land within five miles of the Auglaize river, directed to be withheld from sale by the instructions from this office of the 28th of September, 1828, a call has been made on this office, under a resolution of the House of Representatives, (a copy of which is herewith enclosed,) for a statement showing the sales which have been made within said tract, not comprehended within the actual canal reserve, since the 1st of January, 1836; in order to comply with which, this office must be apprized of what lands were actually taken out of market under these instructions. It is therefore imperative upon you to comply with the instructions of 4th of May last, and of the 14th instant, at the *earliest practicable period.*

I am, very respectfully, your obedient servant,

JAMES WHITCOMB, *Commissioner.*

REGISTER, *Lima, Ohio.*

GENERAL LAND OFFICE, *December 19, 1840.*

SIR: To keep you advised of the action of this office respecting the lands taken out of market on the 28th of September, 1828, which were

the subject of a communication to you dated the 19th of August last, and also of a resolution introduced by you in the House of Representatives, and which was adopted on the 17th instant, I herewith enclose you copies of two letters to the register at Lima, Ohio, one dated the 14th and the other this instant, from which you will perceive that the difficulties which existed in the way of an answer to your inquiries of the 1st of January last, based upon a knowledge of the lands *actually* taken out of market in 1828, are not yet removed, and consequently, that an answer to so much of the resolution above referred to, as has reference to the lands sold, can only be made at this time, by recognising as official the information furnished by the ex-register, Mr. Van Horne, referred to in my communication to you dated the 19th of August last; but this, with every desire to furnish a speedy answer to the call of the House, cannot be done under the circumstances, inasmuch as the resolution requires an abstract of the lands *sold*, which were *actually* directed to be withheld; and as the office has not yet ascertained what lands were *withheld* under these instructions, notwithstanding its repeated endeavors, it is respectfully suggested that the phraseology of the resolution be so altered as to require the information from the *best data* in the possession of this office. In the event of this not being done, an answer to it will have to await the action of the register at Lima, under the instructions of which copies are enclosed.

I have the honor to be, sir, very respectfully, your obedient servant,  
JAMES WHITCOMB, *Commissioner.*

Hon. P. G. GOODE,  
*House of Representatives.*

GENERAL LAND OFFICE, January 24, 1841.

SIR: I have to call your attention to the unanswered letters from this office dated the 4th May, and the 14th and 19th of December last, relative to the lands withheld from sale in your district, under instructions of September, 1828. In that of the 19th ultimo, you were apprized that the information sought was necessary to enable this office to comply with a resolution of the House of Representatives dated the 17th ultimo. It may be as well to state further, that that resolution calls for copies of all the *instructions given to the land officers* relative to these lands. An answer to the resolution will be deferred until the return of mail, when, if the information be not furnished by you, the House will have to be advised of the reason why so much of its call as has reference to these lands cannot be complied with.

I am, very respectfully, your obedient servant,  
JAMES WHITCOMB, *Commissioner.*

To the REGISTER at Lima, Ohio.

LAND OFFICE, LIMA, OHIO, January 19, 1841.\*

SIR: Your two letters have been received, calling for information concerning certain lands reserved, and supposed to be reserved, on the Miami

\* There was no postmark on the envelope in which this was received at the General Land Office.

canal line north of Dayton. The first of these letters is dated the 14th day of December last, and is accompanied by a letter from the Secretary of the Treasury making inquiry as to the truth or falsity of certain charges made by a writer in the Cleveland (Ohio) Herald, a copy of which was also enclosed with the Secretary's letter. That the charges, conjectures, and insinuations of that article are entirely erroneous, and without the least foundation in truth, is a fact so evident, that you have not thought it necessary to require any statement from me on the subject; yet, supposing those remarks were misapplied, and were intended to refer to some other lands, you have seen proper to transfer them to certain lands lying on either side of the Miami canal line, and have accordingly extended the inquiry to these lands.

I have taken every possible pains to collect all the information the files and books of this office afford, and shall give you the facts as they appear from these records. This I would have done immediately upon the receipt of your letter of the 4th of May last, but important private business and an attack of sickness occasioned my absence at the time; and since, I have been so variously engaged that it was neglected from time to time, until I could have greater leisure to give a full and satisfactory answer to your inquiries, which it appears, from misapprehension of your instructions of the 25th of March last, I failed to do in my letter of the 10th of April last.

In your letter of the 14th of December last you say: "This (your) office is at some loss to understand how those instructions (of September, 1828) could have been overlooked by you, as Mr. Van Horne, your predecessor, in a letter to this office dated the 25th June, 1832, states that, in conformity therewith, he had reserved from sale all lands within five miles of the Auglaize river, from Defiance to Wapaukonetta; and in another, dated the 25th of May, 1840, he states that he refused applications for land entries within five miles of the river, in any direction, northeast, northwest, southeast, and southwest." Yet the original instructions of the 28th September, 1828, are not among the files of this office. What became of them I cannot say. I find, however, among the files a letter to my predecessor from Allen Trimble, the Governor of Ohio, dated the 4th of October, 1828, in which Mr. Trimble says: "I enclose you a letter received from the Commissioner of the General Land Office, on the subject of suspending from sale the lands on the Auglaize river.

"I am requested by Mr. Graham to designate the branch of that stream on which the land from Dayton to the Maumee bay will probably be located.

"I therefore (relying on the information I have received upon the subject) will designate the main branch from the Wapaukonetta reservation to the mouth of the Auglaize river at Defiance."

Yet the letter here alluded to by the Governor is not to be found, nor have I seen it since I took possession of the office; and although there does not appear to have been any formal revocation of this order among the office files, the practice of my immediate predecessor, Mr. Van Horne, must have been warranted by some official sanction, for entries within the reservation thus designated by the Governor were continued to be made long after the date of his letter. I will refer you to a few of those entries, to show that the order must have been either actually or virtually rescinded; they are the following, viz: 3,505, 626, 780, 3,248, 3,247, 561, 759, 569, 612, 3,526, 1,843, 2,276, 2,277, 2,514, 2,863, 2,991, 714, 1,620,

3,092, 523, 620, 3,060, 2,943, 686, 713; for which the patents, I believe, all have been issued.

Why Mr. Van Horne should make such statements as those in his letter to your office of the 25th of June, 1832, and the 25th of May, 1840, while the records of this and your own office so clearly refute them, I cannot tell, nor shall I attempt to account for it, but shall content myself with appealing to the records of the two offices to show that his statements were untrue; in support of this, the greater part of the entries I have already given will be abundant and incontestable proof. This course of my predecessor (Mr. Van Horne) in permitting the entries may, or it may not, have been right. The law authorizing the withdrawal of those lands from the market says there shall be reserved from sale "a quantity of land equal to one half of five sections in width on *each side of the said canal between Dayton and the Maumee river.*" Yet, although it appears to have been the plain intent of the law *that the line of the canal should be the centre of the reservation*, there does not appear to have been any instructions to this effect issued by the department until July 29, 1833. These instructions designate the line of canal as the true guide in making the reservation, and about which there could be no doubt, as the law and the instructions both plainly defined it; yet Mr. Van Horne permitted entries within it, until within a few weeks before he left the office. The following are a few of the sales thus made in direct violation of law, and contrary to the instructions of the Commissioner of the General Land Office: Nos. 1,974, 2,410, 2,428, 2,429, 2,596, 2,597, 2,412, 2,423, 2,436, 2,471, 2,456, 2,704, 2,708, 2,989, 3,119, 2,689, 2,690, 2,696, 2,698, 3,310, 2,489, 2,490, 2,554, 2,687, 2,691, 2,697, 2,344, 2,345, 2,543, 3,247. Although Mr. Van Horne was probably justifiable in making the sales along the Auglaize river, (as the law required but one reservation, and that along the line of canal,) there can be no reasonable excuse for his encroachments upon the reservation on the canal line. This reservation I have regarded as the only and true one, and in all cases refused applications for land within it; but the example of my predecessor (Mr. Van Horne) in relation to the lands east of the Auglaize and without this reserve, I considered proper, and accordingly followed it.

Your second letter, enclosing a resolution of the House of Representatives, is dated 19th December, 1840, and to which the foregoing letter and the accompanying diagram will, I trust, be a satisfactory answer.

I am, very respectfully, your obedient servant,

JOHN P. HELFENSTEIN, *Register.*

To Hon. J. WHITCOMB,

*Commissioner General Land Office, Washington.*

D.

*Circular to Registers and Receivers of the United States Land Offices.*

GENERAL LAND OFFICE, January 1, 1836.

GENTLEMEN: The oath prescribed by the fourteenth clause of the circular letter from this office, bearing date the 22d of July, 1834, is hereafter to be dispensed with.

2d. The oath prescribed by the circular letter of 2d October, 1833, in reference to the location of military land scrip, which the law provides shall not be located on any settled or occupied land, "without the consent of such settlers or occupants as may be actually residing on said lands at the time the same shall be entered or applied for," is to be continued in force.

3d. Where individuals who have availed, or shall avail themselves of the privilege of the act of 5th April, 1832, in the location of one or two quarter quarters of a section, or fractional section, (on taking the affidavit prescribed in pursuance of that act,) shall cause to be left in such section, or fractional section, one or more of the minute subdivisions of quarter quarters, (being lots of forty acres more or less,) which would not have existed as legal subdivisions without the previous and direct operation of the privilege conferred by the act aforesaid, *such residuary lot or lots, necessarily so remaining*, by the cause stated, are to be treated as tracts subject to entry by any applicant, except the purchasers who have caused this minute subdivision, and avail themselves of the act last aforesaid, by entering two of such small tracts; the act which granted them this new privilege having confined it to the maximum quantity of two quarter quarters. And such residuary tract or tracts may be entered by such other persons without restriction as to quantity, and without the affidavit required in cases of original entry under the act aforesaid.

4th. In all cases where you have occasion to make inquiries, or to forward documents, having reference to particular tracts that have been purchased, the date of purchase, and number of the register's certificate, should be stated.

5th. Where an individual may wish to purchase, *on the same day*, several tracts of land, they may all be designated in one certificate of purchase; but, in such cases, there must be only one application and one receipt, each bearing the same number as the certificate of purchase.

6th. No certificate should be issued to an individual in trust for another. The certificate can be issued to the trustee in his individual capacity, and he can be held responsible under bond; or the certificate may be issued directly to the individual for whose benefit the land is intended.

7th. When applications are made for repayments on erroneous entries, they should, in all cases, be in writing, and be signed by the purchasers themselves, describing the tract on which the repayment is to be made, and the amount to be refunded.

8th. Where lands may be entered by corporations, authenticated copies of the acts of incorporation should, in every case, accompany the certificate of purchase.

9th. Whenever you have reason to believe that any tract or tracts in your district, heretofore offered at public sale, may have been improperly withheld from private entry, in consequence of errors in your books, or in marking the sales upon your maps, or from any other cause whatever, you will seek information from this office in relation to such cases; and if it should then appear that the lands have been thus erroneously withheld from private entry, you are particularly required to give notice of the fact by public advertisement in the most convenient newspaper, and to be put up in suitable places, setting forth, that at a particular hour and day, therein to be mentioned, you will be prepared to receive applications to enter the lands designated in such notice. This notice should be given at least *thirty days* before entries are to be received; and in no event will you allow any

such lands to be entered or located before the expiration of the time thus prescribed.

10th. For expenses attending the transportation of specie to the place of deposite, receivers are requested to produce vouchers, supported by their own affidavit, that the charges are reasonable. If the specie be transported by an agent, his affidavit as to the reasonableness of the charge will be considered sufficient, if sustained by the receiver's own certificate that he believes the same to be fair and just.

11th. It would not be surprising if some discontent should be manifested by purchasers in your district, on account of delays of their patents, and of answers to their communications, and that they should attribute their disappointment to neglect and inattention in the General Land Office. Persons at a distance cannot be expected to know all the causes of these delays; and individuals, who may feel aggrieved in the premises, are considered to have some right to satisfaction on this head. You are therefore requested to explain, as occasions may offer, that the vast increase of the correspondence of this office, which, as may naturally be expected, accumulates in the ratio of the augmenting sales, and the enhanced value of the public lands, and the innumerable points on which decisions are called for in every branch of duty in this office, cannot possibly be met, under our existing organization, in such manner as to afford universal satisfaction. Delays, with all the inconveniences resulting from them to individual interests, must exist, as of inevitable necessity, inasmuch as only a small minority of the force of the office can be allotted to the multiplied subjects of correspondence which are every day increasing; whereas, to effect an immediate action on all the subjects involving correspondence with the officers and individuals in all the States and Territories concerned in the public lands, would, at this time, occupy the exclusive attention of the whole of the regular force of the office, which it is impossible to give.

You can assure those who may communicate to you their complaints, that with every disposition to serve them promptly in the line of duty, the office must, of necessity, await the means of enabling it to accomplish all the objects which perhaps public expectation demands.

I am, very respectfully, gentlemen, your obedient servant,

*Commissioner of the General Land Office.*

To the *REGISTER of the Land Office,*  
*and RECEIVER of Public Moneys, at* ——.





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